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1 KODIAK/ALEUTIANS FEDERAL SUBSISTENCE
2 REGIONAL ADVISORY COUNCIL
3

4 September 28, 1999
5 King Cove Hotel
6 King Cove, Alaska
7

8
9 COUNCIL MEMBERS PRESENT:
10

11 Vincent M. Tutiakoff, Chairman
12 Pete M. Squartsoff, Vice Chairman
13 Della Trumble, Secretary
14 Alfred B. Cratty, Jr.
15 Paul Gunderson
16 John A. Foster
17 Joe Allen
18
19 Regional Coordinator, Cliff Edenshaw
20 Court Reporter, David Haynes

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P R O C E E D I N G S

(On record)

CHAIRMAN TUTIAKOFF: Call the meeting to order, Kodiak/Aleutians Federal Subsistence Advisory Board. We'll have a roll call.

MR. EDENSHAW: Thank you, Mr. Chairman.
Mark Olsen.

(No reply)

MR. EDENSHAW: Absent. Vince Tutiakoff.

CHAIRMAN TUTIAKOFF: Here.

MR. EDENSHAW: Alfred Cratty.

MR. CRATTY: Here.

MR. EDENSHAW: Peter Squartsoff.

MR. SQUARTSOFF: Here.

MR. EDENSHAW: Gilda Shellikoff.

(No reply)

MR. EDENSHAW: Absent. Paul Gunderson.

MR. GUNDERSON: Here.

MR. EDENSHAW: Della Trumble.

MS. TRUMBLE: Here.

MR. EDENSHAW: John Foster.

MR. FOSTER: Here.

MR. EDENSHAW: Mr. Chairman, there are seven present, two absent. Oh, excuse me. And Joe Allen.

MR. ALLEN: Here.

MR. EDENSHAW: Our new Council member.

CHAIRMAN TUTIAKOFF: New Council member, welcome to the Board, Joe. Joe is from Kodiak.

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1 My understanding is that one member, the Chair
2 called in.

3
4 MR. EDENSHAW: Yes, he did, he called in
5 last week.

6
7 CHAIRMAN TUTIAKOFF: Last week.

8
9 MR. EDENSHAW: I spoke with Taylor
10 Brelsford in Anchorage yesterday and he expressed -- he
11 wasn't able to get ahold of me when I came out here, to
12 convey to me that Mark had called and was ill. Then Gilda
13 Shellikoff called me last week from False Pass, at the
14 time, and said that she had a prior commitment so she would
15 be unable to attend.

16
17 CHAIRMAN TUTIAKOFF: Okay, thank you. Do
18 we have a quorum?

19
20 MR. EDENSHAW: Yes, Mr. Chair.

21
22 CHAIRMAN TUTIAKOFF: Okay. Welcome to all
23 the guests here. We have several. We have Rick Poetter,
24 who is Izembek Director, is that right?

25
26 MR. POETTER: Refuge Manager.

27
28 CHAIRMAN TUTIAKOFF: Refuge Manager. Arnie
29 Shaul, ADF&G. Let's see Henry was here, yeah, there's
30 Henry. Henry Mack is the Mayor of King Cove. Len Schwarz
31 up front there. Rachel. Robert Stovall from Kodiak.
32 Let's see, I may have their names all mixed up by now.
33 Dick Jacobsen from Aleutians East Borough in the back
34 there. Dean Gould from King Cove Corporation sitting on
35 the far right there. We have Ida Hildeburg [sic] from BIA
36 -- Hildebrand, sorry. David Haynes is our court reporter.
37 Mimi Hogan from Migratory Birds is in the back there.
38 Peggy Fox, Deputy Assistance to the Regional Director, Fish
39 and Wildlife. Joe Allen who's a new member.

40
41 Did I miss anybody? I'm sorry.

42
43 MR. STEVENS: Bob Stevens.

44
45 CHAIRMAN TUTIAKOFF: Bob Stevens, sorry,

46 Bob.

47
48 Okay. We scheduled this meeting through Wednesday,
49 hopefully we'll get through and be able to get out and make
50 our transportation connections on Thursday evening. We'll

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1 be here as long as it takes to get this long agenda
2 through. We have several items that are very key to our
3 business. One of them is the subsistence deals that are
4 being made in Juneau. I know a lot of you are aware of
5 what's happening down there, if you're not there's been a
6 proposal submitted. With the designation of rural, which
7 has been submitted, they put the measure through based on
8 residence. I don't believe that that will, in my opinion,
9 pass. There needs to be that designation of rural for the
10 subsistence people of Alaska, users. So we'll continue to
11 monitor that, I'm sure it'll probably make several changes
12 in the next couple of days before we see a final draft.

13
14 As you're aware there's been a lot of politics
15 going on down there and we at Kodiak/Aleutians are right in
16 the middle of it because of the subsistence issue regarding
17 other areas, other RACs, and so we need to be very aware of
18 what's happening as members here.

19
20 Is there adoption of the agenda?

21
22 MS. TRUMBLE: Mr. Chair.

23
24 CHAIRMAN TUTIAKOFF: Yes.

25
26 MS. TRUMBLE: Can we add under 9H, Unit 9D
27 moose, mainly.....

28
29 CHAIRMAN TUTIAKOFF: 9H?

30
31 MS. TRUMBLE: Uh-huh (affirmative). Mainly
32 this is the time frame that we received applications and
33 we're expected to get them in.

34
35 CHAIRMAN TUTIAKOFF: Okay. If you got a --
36 you want it for discussion or for action possible or.....

37
38 MS. TRUMBLE: On discussion.

39
40 CHAIRMAN TUTIAKOFF: Discussion. Okay, 9D
41 moose application timing. Any more additions to the
42 agenda?

43
44 Paul?

45
46 MR. GUNDERSON: No.

47
48 CHAIRMAN TUTIAKOFF: No, okay. You got to
49 watch it, I'll pick that. No more additions. If not, I'll
50 hear a motion to approve the agenda.

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1 MR. SQUARTSOFF: So moved.

2

3 CHAIRMAN TUTIAKOFF: Moved by Pete
4 Squartsoff, seconded?

5

6 MR. CRATTY: Second.

7

8 CHAIRMAN TUTIAKOFF: Al Cratty. All those
9 in favor say aye.

10

11 IN UNISON: Aye.

12

13 CHAIRMAN TUTIAKOFF: Opposed?

14

15 (No opposing responses)

16

17 CHAIRMAN TUTIAKOFF: Motion carries.

18

19 During the meeting for informational, we'll have
20 testimony by various members of the community. I
21 understand there'll be some testimony regarding migratory
22 birds and also some testimony regarding the caribou herd.
23 We'd like to limit the time, but we'll give as much time as
24 needed, but you must understand the Chair will not tolerate
25 slamming and banging and throwing things at the Chair.

26

27 (Laughter)

28

29 CHAIRMAN TUTIAKOFF: If it gets out of
30 hand, we'll take a break. Because it is a very important
31 issue, but the Chair needs to know that -- and so that the
32 Board members can understand, we need to have a process, so
33 we'll limit -- it takes a ruling of the Chair.

34

35 Adoption of the minutes of February 25th, 1999
36 meeting held in Port Lions. Any changes to the minutes,
37 additions? This is at Port Lions.

38

39 Della.

40

41 MS. TRUMBLE: Under roll call, I think Mark
42 was -- came in late in our meeting, but maybe -- the
43 recommendation that the time that the members are coming in
44 should be written in an recorded in the minutes.

45

46 The other thing that I noticed in the last three or
47 four minutes that sometimes we make motions and they're
48 seconded by no names, it's on -- recorded in the minutes
49 and I think at one time Mark had asked us to try and say
50 our name for the recorder when we're doing this so they can

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1 on record properly.

2

3 CHAIRMAN TUTIAKOFF: Okay. Note in there.

4 Is there any specific motions that you'd like to bring

5 forward for the record?

6

7 MS. TRUMBLE: No, I guess there's no name

8 on this.

9

10 CHAIRMAN TUTIAKOFF: Huh?

11

12 MS. TRUMBLE: There's no names on this, so

13 I don't know, you know, I didn't write them down.

14

15 CHAIRMAN TUTIAKOFF: And these are no

16 numbered minutes, so we need to number the pages for

17 record. Also make a note for future that if they're

18 seconded or a motion is put forward then it needs to have a

19 name behind them there. One, two, third page is says,

20 Regional Council supported a finding and passed the motion

21 unanimously to support the staff. There's no -- if there

22 was a motion made -- anybody remember who did that?

23

24 MS. TRUMBLE: (Indiscernible)

25

26 CHAIRMAN TUTIAKOFF: Okay, maybe you can

27 research the past minutes and maybe correct that.

28

29 COURT REPORTER: I think that -- it should

30 be in the transcript and I think the Department has one.

31

32 CHAIRMAN TUTIAKOFF: Cliff, do you see

33 where I'm talking about there?

34

35 MR. EDENSHAW: Yes, Mr. Chair, I see on the

36 page that you're referencing. So noted.

37

38 CHAIRMAN TUTIAKOFF: A motion was made.

39 Also for the record, Mark Olsen did not show up until the

40 second day and a half. I think he showed up, like, the

41 last hour.

42

43 MR. EDENSHAW: Yeah, uh-huh.

44

45 CHAIRMAN TUTIAKOFF: So for the record put

46 down that he did show up, but he was late.

47

48 Any more changes to the agenda?

49

50 (No audible responses)

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1 CHAIRMAN TUTIAKOFF: And we will have a
2 report guarding the -- yes.

3
4 MR. SCHWARTZ: Mr. Chairman, I don't know
5 whether it's appropriate or not, but.....

6
7 COURT REPORTER: Could you come to the
8 microphone, please? Thank you.

9
10 MR. SCHWARTZ: Mr. Chairman, Len Schwartz
11 with the Alaska Department of Fish and Game. I read the
12 minutes and just for clarification on page five, under the
13 -- page four it has the heading "Alaska Department of Fish
14 and Game" and page five the statement is made -- recorded
15 in the minutes that Sue Detwiler is noted as saying here
16 that the lands and waters in question do not fall under
17 Federal jurisdiction, if the Federal government took over
18 management of subsistence fisheries.

19
20 CHAIRMAN TUTIAKOFF: Uh-huh.

21
22 MR. SCHWARTZ: And then if you look in Tab
23 I there's three letters that contradict that statement.
24 And the last one is one from Jay Bellinger of the Kodiak
25 National Wildlife Refuge, where he mentions that the waters
26 flowing out of the Buskin do go into to Maritime Refuge, so
27 I don't know if you want the minutes to reflect that or
28 not, but I just brought I'd bring that up so you could
29 clarify it if you thought it was appropriate.

30
31 CHAIRMAN TUTIAKOFF: Okay. So that prior
32 -- for clarification, the prior paragraph regarding the
33 whole discussion, the land that Mark was concerned is Coast
34 Guard jurisdiction; is that correct? That's not correct?

35
36 MR. SCHWARTZ: Mr. Chairman, it's a little
37 bit confusing, the river itself is on Coast Guard land.....

38
39 CHAIRMAN TUTIAKOFF: Uh-huh.

40
41 MR. SCHWARTZ:and that's under Coast
42 Guard jurisdiction. Where the river goes into the ocean,
43 which is where 100 percent of the subsistence fishing
44 occurs, there's about 5,000 sockeye harvested there, is in
45 the Alaska Maritime Refuge. And the way I recall in the
46 Port Lions meeting is that the Advisory Council asked Sue
47 to look into to see who actually -- to study the
48 jurisdiction a little bit better, but the minutes kind of
49 just say that that land does not fall under the
50 jurisdiction of the Federal government, so I -- I don't

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1 know, I don't think the minutes accurately reflect what
2 happened there.

3
4 CHAIRMAN TUTIAKOFF: Okay. Is there any
5 Council member that has any objection to restating that
6 paragraph to clarify that there is.....

7
8 MS. HILDEBRAND: Mr. Chairman.

9
10 CHAIRMAN TUTIAKOFF: Yeah, Ida.

11
12 MS. HILDEBRAND: Ida Hildebrand, BIA
13 representative to the Federal Board on the Staff Committee.
14 In reference to the correction that's being discussed, Mark
15 Olsen, as Chair of this Council wrote the letter to the
16 Office of Subsistence Management requesting clarification
17 on these specific waters and I expected that it would have
18 been brought to this Council at this time, but evidently it
19 hasn't been prepared, but it is on the tentative agenda for
20 the training session for the Councils, that that specific
21 question would be addressed for the Council.

22
23 CHAIRMAN TUTIAKOFF: Okay, thank you.
24 We'll hold our decision on that. Your comments are noted
25 for the record.

26
27 Any more changes, additions to the minutes?

28
29 (No audible responses)

30
31 CHAIRMAN TUTIAKOFF: Can I hear a motion to
32 accept the.....

33
34 MR. CRATTY: I'll make a motion to accept
35 the adoption of the minutes of February 25th, 1999 meeting.

36
37 CHAIRMAN TUTIAKOFF: Motioned by Al Cratty.

38
39 MS. TRUMBLE: Seconded.

40
41 CHAIRMAN TUTIAKOFF: Seconded by Della.
42 All those in favor say aye.

43
44 IN UNISON: Aye.

45
46 CHAIRMAN TUTIAKOFF: Opposed?

47
48 (No opposing responses)

49
50 CHAIRMAN TUTIAKOFF: Motion carries.

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1 The next item is Item 6, the election of officers.
2 Discussion at this time regarding -- there has been some
3 discussion regarding the Chairman and his absence from our
4 Council meetings. I understand the concern of the Council
5 and I filled -- I went to two meeting in -- as a stand-by
6 for the Chair, Mark Olsen, to the Federal Board meeting,
7 both times he was under the elbow and could not make it
8 because of either his business or personal reasons. I do
9 have a concern that we need to be present at all meetings
10 from now on, especially if the State of Alaska does not
11 pass the -- or adopt a rural preference for subsistence,
12 then we are going to be very busy. We, as a Council and as
13 members, need to be available to meet, if need be and also
14 to represent the Kodiak/Aleutians on major issues regarding
15 fishery issues.

16
17 I don't know what the -- what Mr. Olsen has for
18 intent to be a future member, but I do have some concerns
19 that he is not available when we do have our meetings.

20
21 Any more discussion on this matter from other
22 members, concerns or comments? Al.

23
24 MR. CRATTY: Al Cratty. I'll make a motion
25 that we select Vince as Chair, Vince Tutiakoff.

26
27 MR. SQUARTSOFF: Second.

28
29 CHAIRMAN TUTIAKOFF: Point of order, I
30 didn't open nominations yet. But what is the wish of the
31 Board at this time? Open nominations for the Chair?
32 Nominations now open. You can do it again.

33
34 MR. CRATTY: I make a motion that.....

35
36 MR. SQUARTSOFF: It's nominate.

37
38 MR. CRATTY:nominate Vince
39 Tutiakoff.....

40
41 MR. EDENSHAW: Excuse me, Mr. Chair.

42
43 CHAIRMAN TUTIAKOFF: Excuse me. Yeah,
44 Cliff.

45
46 MR. EDENSHAW: What I'll do is I'll.....

47
48 CHAIRMAN TUTIAKOFF: You'll take over from
49 here?

50

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1 MR. EDENSHAW:conduct that and once
2 the Council has elected a Chair, I'll turn that over to the
3 new Chair.

4
5 CHAIRMAN TUTIAKOFF: Okay.

6
7 MR. EDENSHAW: But I wanted to make one
8 comment regarding Mark's absence. In the past, if you look
9 under Tab J they have the Regional Council Charter, and
10 we'll discuss that, you know, when we arrive at that. But
11 I know in the past the Council, at their own request, have
12 sent letters to Council members for attendance and asking
13 them, you know, just that, so -- and I know you discussed
14 that previously, so.....

15
16 CHAIRMAN TUTIAKOFF: Okay. And when we get
17 to this -- is that under new business?

18
19 MR. EDENSHAW: Yeah.

20
21 CHAIRMAN TUTIAKOFF: Yeah, Regional
22 Advisory Charter renewal, then maybe we can address it at
23 that time. Okay.

24
25 You'll take the Chair there, Mr. Edenshaw.

26
27 MR. EDENSHAW: Yes, thank you, Mr. Chair.
28 The Chairman, the Vice-Chair and the Secretary are all
29 appointed and serve in one year term. Gilda called in, as
30 I said earlier, last week and said she had prior
31 commitments, and she had served as the Secretary and Vince
32 Tutiakoff is Vice Chair and, of course, Mark Olsen is
33 Chair. The floor is opened for nominations for Chair.

34
35 MR. CRATTY: I make a motion again for
36 Vince Tutiakoff as Chair.

37
38 MR. FOSTER: Second.

39
40 MR. CRATTY: And I think we -- well, I'll
41 bring that up later.

42
43 MR. EDENSHAW: There's a motion to.....

44
45 MR. CRATTY: Nominate.

46
47 MR. EDENSHAW:nominate Vince
48 Tutiakoff as Chair for the Regional Council. Is there a
49 second?

50

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1 MR. FOSTER: Second.

2

3 MR. EDENSHAW: All those in favor of the
4 motion, please signify by saying aye.

5

6 IN UNISON: Aye.

7

8 MR. EDENSHAW: Those opposed same sign.

9

10 (No opposing responses)

11

12 MR. EDENSHAW: The motion passes
13 unanimously and Vince Tutiakoff has been appointed as the
14 Chair for the Kodiak Regional Advisory Council.

15

16 CHAIRMAN TUTIAKOFF: Thank you, Mr.
17 Edenshaw, thank you other Board members, Council members.
18 I will try to live up to your expectations, I guess, and be
19 available. I mean, that's my goal as regarding the
20 subsistence issues, they're very important to, I know, not
21 only King Cove, but all the communities in the Aleutians
22 and Kodiak and I will do the best I can.

23

24 Nominations now opened for Vice-Chair.

25

26 MR. GUNDERSON: I nominate Peter
27 Squartsoff.

28

29 MS. TRUMBLE: Second the nomination.

30

31 CHAIRMAN TUTIAKOFF: It's been moved and
32 seconded to nominate Pete Squartsoff as Vice Chair.
33 Hearing no further nominations, do I hear a motion to
34 close?

35

36 MS. TRUMBLE: Make the motion.

37

38 CHAIRMAN TUTIAKOFF: Moved by Della to
39 close nominations. All those in favor say aye.

40

41 IN UNISON: Aye.

42

43 CHAIRMAN TUTIAKOFF: Opposed?

44

45 (No opposing responses)

46

47 CHAIRMAN TUTIAKOFF: Motion carries.

48

49 Opened to -- the next item is the Secretary. The
50 past Secretary has been Gilda Shellikoff from False Pass.

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1 Do I have a motion to nominate a Secretary? Motion is now
2 open -- nominations are now open for Secretary.

3

4 MR. FOSTER: I nominate Della.

5

6 CHAIRMAN TUTIAKOFF: John Foster nominates
7 Della.

8

9 MR. CRATTY: Second.

10 CHAIRMAN TUTIAKOFF: Seconded by Al. Are
11 there further nominations?

12

13 (No audible responses)

14

15 CHAIRMAN TUTIAKOFF: Hearing none, I'll
16 close nominations and all those in favor say aye.

17

18 IN UNISON: Aye.

19

20 CHAIRMAN TUTIAKOFF: Opposed?

21

22 (No opposing responses)

23

24 CHAIRMAN TUTIAKOFF: Motion carries, you're
25 now the Secretary.

26

27 Okay. We now have Item 7, public comments
28 regarding the Federal Subsistence Program, management; do
29 we have any public comments at this time?

30

31 (No audible responses)

32

33 CHAIRMAN TUTIAKOFF: Need some time to
34 think about it or -- okay. Hearing no comments from the
35 public at this time, we'll move on to Item 8. Open the
36 floor for proposals to change the regulations, customary
37 and traditional uses. Any comments from the public? We
38 have two proposals at this time, one from King Cove
39 Corporation and one from the False Pass Tribal Council.
40 We'll take the False Pass Tribal Council first and, as I
41 understand it, Gilda submitted this and she's not here and
42 Della asked respond to this letter.

43

44 MS. TRUMBLE: Okay. I talked to Gilda
45 tonight. This letter, basically, was asking for two
46 subsistence hunts for caribou for the communities of Sand
47 Point, King Cove and False Pass and with a two caribou
48 limit, either sex, a designated hunter option for elders
49 and any individual that is unable to hunt for themselves.
50 The season is August 1st and ends on March 31st.

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1 When Paul and I looked at this a little bit
2 yesterday, we had a couple of questions. Number one, was
3 it didn't include Nelson Lagoon and then the other issue
4 was whether it was on 9D and 10. I did talk to Gilda last
5 night, she is in Anchorage, and she said that this letter
6 needs to be amended to include 9D and 10, Unimak and Alaska
7 Peninsula and that it is for two caribou per household for
8 the communities of Sand Point, King Cove, False Pass and
9 Nelson Lagoon.

10
11 CHAIRMAN TUTIAKOFF: Any comments or -- I
12 understand that there's an amendment to this proposed
13 letter with amending it to include 9D and 10, and to
14 include Nelson Lagoon in the communities for the hunting
15 season. There's.....

16
17 MR. EDENSHAW: Mr. Chairman.

18
19 CHAIRMAN TUTIAKOFF: Yes.

20
21 MR. EDENSHAW: It would also be including
22 Cold Bay because Cold Bay is listed under the present
23 Federal regulations for C&T.

24
25 CHAIRMAN TUTIAKOFF: Well, they didn't
26 include them, maybe they didn't want them in there.

27
28 (Laughter)

29
30 MR. GUNDERSON: Screws up the formula.

31
32 CHAIRMAN TUTIAKOFF: I don't know, that's
33 up to.....

34
35 MS. TRUMBLE: Yeah.

36
37 CHAIRMAN TUTIAKOFF: That's fine, I mean,
38 Cold Bay.

39
40 MR. GUNDERSON: That's always been part of
41 that formula where they come out with the numbers anyway,
42 so.....

43
44 CHAIRMAN TUTIAKOFF: Okay. So we'll add
45 Nelson Lagoon and Cold Bay.

46
47 Is there any comments regarding this proposal from
48 staff or.....

49
50 MR. M. MACK: Yeah, Mr. Chairman.

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1 CHAIRMAN TUTIAKOFF: You have to come
2 forward and state your name for the record.

3
4 MR. M. MACK: I'm Marvin Hoff from King
5 Cove and I'd like to talk about the whole formula. I would
6 prefer that it included the whole Aleutians East Borough,
7 Akutan and six villages that are within the Aleutians East
8 Borough and all subsistence issues come up and Aleutians
9 East Borough support them, so this is -- supports them as
10 well as including all villages included in representation
11 of the Aleutians East, so perhaps you can put them in there
12 too.

13
14 CHAIRMAN TUTIAKOFF: Okay. Well, I guess
15 my first question is, is Akutan part of 10?

16
17 MR. GUNDERSON: Yes, it is.

18
19 CHAIRMAN TUTIAKOFF: Yes.

20
21 MS. MASON: Mr. Chair, those communities
22 are all part of Unit 10, but the current C&T for caribou
23 only include False Pass of Unit 10, so if there was a
24 request you would also have to include C&T -- a request for
25 C&T determination for those communities.

26
27 CHAIRMAN TUTIAKOFF: For all the other
28 communities?

29
30 MS. MASON: In Unit 10.

31
32 CHAIRMAN TUTIAKOFF: So when we do -- we
33 have to include -- my understanding is we have to include
34 all of Aleutians East Borough, we have to include under C&T
35 designation, all communities, and that would take a process
36 to maybe bring everybody in.

37
38 MS. MASON: Yeah. It could be done this
39 year with this, but it would have to have a C&T request in
40 addition to the request for a season.

41
42 CHAIRMAN TUTIAKOFF: Pete.

43
44 MR. SQUARTSOFF: Oh, I guess you just have
45 to add C&T on to this proposal, right?

46
47 MS. MASON: Yes, you could or you could
48 have it as a separate proposal, but it would just have to
49 be added to it.

50

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1 CHAIRMAN TUTIAKOFF: It would be a lot
2 simpler then for the Council to adopt as part of this
3 request that they include a C&T designation for Aleutians
4 East Borough.

5
6 MS. MASON: Yeah, because that is the wish
7 of the Council.

8
9 CHAIRMAN TUTIAKOFF: That would save us
10 another process, wouldn't it?

11
12 MS. MASON: Yeah.

13
14 CHAIRMAN TUTIAKOFF: Okay. If there is no
15 objections from the Council, then adding the statement
16 under we request that the Izembek Refuge conduct a census,
17 we need to figure out where that would go.

18
19 MS. TRUMBLE: That was her other request,
20 Mr. Chair, is the issue of the survey on Unimak for the
21 past three years have not been complete the first year and
22 I think the second year -- it was the same issue as last
23 year, again, and that has been a concern of this Council as
24 to get some complete and accurate surveys.

25
26 CHAIRMAN TUTIAKOFF: Okay.

27
28 MS. TRUMBLE: For the record, again.

29
30 CHAIRMAN TUTIAKOFF: Getting back to the
31 issue regarding the C&Ts, the second paragraph we are
32 requesting a permit hunting season and C&T designation for
33 the communities of, and then list those communities.

34
35 MS. MASON: Yeah, or you could say for the
36 other communities in the Aleutians East Borough.

37
38 CHAIRMAN TUTIAKOFF: After Cold Bay then
39 include other communities of Aleutians East Borough.

40
41 MS. MASON: Yeah. You could list them
42 separately, but I guess it's only Akutan, Unalaska and.....

43
44 CHAIRMAN TUTIAKOFF: No, Unalaska's
45 not.....

46
47 MS. TRUMBLE: Unalaska's you can't.

48
49 CHAIRMAN TUTIAKOFF: Just Akutan we're
50 adding, this is the only community that's not included.

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1 MS. MASON: Oh, okay. Then just add
2 Akutan.

3
4 MR. EDENSHAW: Mr. Chair.

5
6 CHAIRMAN TUTIAKOFF: Yes.

7
8 MR. EDENSHAW: I guess following up on what
9 Rachel is discussing, possibly what they can do is in your
10 wording you can also request that she address that as a
11 dual proposal, a C&T and also to include them in the -- for
12 the next -- I think we did this with moose last year, not
13 only address the C&T, but if that were to be favorable, but
14 then to include them for the 2001.....

15
16 MS. MASON: Yeah.

17
18 MR. EDENSHAW:hunting season on the
19 island.

20
21 MS. MASON: Well, yeah, that's what I
22 thought it would be.....

23
24 MR. EDENSHAW: That's it, to clarify that
25 for the Council.

26
27 MS. MASON:is a two-part proposal,
28 one part for C&T, just for Akutan.....

29
30 CHAIRMAN TUTIAKOFF: Uh-huh.

31
32 MS. MASON:and the other is a harvest
33 and opening season for all those communities.

34
35 MR. EDENSHAW: Yeah.

36
37 CHAIRMAN TUTIAKOFF: Okay. So in order to
38 clarify it, we have two motions that need to be made from
39 the Council, one is to adopt the amended letter from False
40 Pass Tribal Council, including to amend 9D and 10, and to
41 include the communities of Nelson Lagoon, Cold Bay and
42 Akutan, that would be one motion. The second motion would
43 be to request that we have a C&T designation for Akutan
44 regarding the hunting season. So we'll take care of the
45 issue.

46
47 MS. MASON: For caribou.

48
49 CHAIRMAN TUTIAKOFF: For caribou. Do we
50 understand?

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1 MR. SQUARTSOFF: Mr. Chair, I thought the
2 Aleutians East Borough took care of all these communities,
3 with the exception of Akutan, wasn't there?

4
5 CHAIRMAN TUTIAKOFF: Akutan is in the
6 Aleutian.....

7
8 MR. SQUARTSOFF: It is?

9
10 CHAIRMAN TUTIAKOFF:East Borough.

11
12 MS. TRUMBLE: Uh-huh (affirmative).

13
14 MR. SQUARTSOFF: Okay.

15
16 CHAIRMAN TUTIAKOFF: Yeah, they are in the
17 Aleutian East, that's why the discussion brought forward by
18 Mr. Mack that we include Akutan when we discuss Aleutians
19 East Borough, which we never done before.

20
21 MR. SQUARTSOFF: Oh, okay.

22
23 CHAIRMAN TUTIAKOFF: So I would look for a
24 motion, at this time, to accept the False Pass Tribal
25 Council proposal with the amendments. And for the record
26 I'll state them again. Amend to include 9D and 10, amend
27 to include the communities of Nelson Lagoon, Cold Bay and
28 Akutan at this time. And I will deal with the C&T
29 designation as a separate motion.

30
31 MR. CRATTY: I'll second.

32
33 CHAIRMAN TUTIAKOFF: Do I hear a first?

34
35 MS. TRUMBLE: I'll move.

36
37 CHAIRMAN TUTIAKOFF: Moved by Della,
38 seconded by Al. All those in favor say aye.

39
40 IN UNISON: Aye.

41
42 CHAIRMAN TUTIAKOFF: Opposed?

43
44 (No opposing responses)

45
46 CHAIRMAN TUTIAKOFF: Motion carries.

47
48 I'll entertain a motion at this time for the C&T
49 designation for hunting of caribou to include Akutan.

50

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1 Do I hear a motion?

2
3 MR. GUNDERSON: I'll move.

4
5 CHAIRMAN TUTIAKOFF: Moved by Paul. Is
6 there a second?

7
8 MR. SQUARTSOFF: Second.

9
10 CHAIRMAN TUTIAKOFF: Seconded by Pete. All
11 those in favor say aye.

12
13 IN UNISON: Aye.

14
15 CHAIRMAN TUTIAKOFF: Motion carries.

16
17 Any further discussion on the False Pass proposal
18 at this time?

19
20 (No audible responses)

21
22 CHAIRMAN TUTIAKOFF: If not we'll move on
23 to the King Cove.....

24
25 MR. JACOBSEN: Mr. Chair.

26
27 CHAIRMAN TUTIAKOFF: Yeah, Dick.

28
29 MR. JACOBSEN: I'm Dick Jacobsen, I Mayor
30 for the Aleutians East Borough, and just a -- I know it's
31 after you already passed the motion and what have you, but
32 within the Aleutians East Borough we do have a couple of
33 people that live outside of the communities, so rather than
34 name the communities, if you had used the Aleutians East
35 Borough boundaries, that would include them all. That way
36 it would be one fell swoop instead of taking each
37 individual and making a customary and traditional finding
38 for that individual outside of the communities. So if you
39 could make a customary and traditional finding for
40 Aleutians East Borough, that would make it fairly simple,
41 that would cover all the villages and that would cover all
42 the people that live outside of the boundaries of the
43 villages.

44
45 CHAIRMAN TUTIAKOFF: I don't understand.
46 You have some people living outside the boundaries of the
47 Aleutians East Borough that are.....

48
49 MR. JACOBSEN: No, not outside of the
50 boundaries of the Aleutians East Borough, but outside of

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1 the boundaries of the communities.

2

3 CHAIRMAN TUTIAKOFF: Oh, I see. Okay.

4

5 MR. JACOBSEN: You got the communities --
6 all the different communities don't cover all of the area
7 that Aleutians East Borough cover and there's only a few
8 people, but we do have some.

9

10 Thank you.

11

12 CHAIRMAN TUTIAKOFF: Okay, thanks.

13

14 MS. TRUMBLE: Would you like a motion to
15 amend it?

16

17 CHAIRMAN TUTIAKOFF: Well, let's see, the
18 motion was just to include Akutan as a C&T. Maybe we'll
19 get direction here from Rachel.

20

21 MS. MASON: I was just discussing with
22 Cliff, we never done a C&T that's for a borough before, but
23 I don't -- since we've done it with units, I don't see why
24 we couldn't do a C&T with just for all those within the
25 Aleutians East Borough.

26

27 CHAIRMAN TUTIAKOFF: I don't -- yeah,
28 that's probably something we have to research.....

29

30 MS. MASON: Yeah.

31

32 CHAIRMAN TUTIAKOFF:whether we can or
33 not.

34

35 MS. MASON: Right.

36

37 CHAIRMAN TUTIAKOFF: But my understanding
38 is that C&Ts are only designated for units under the stats
39 -- under the Federal guidelines, they do not address city
40 boundaries or boroughs, but we need to probably look at
41 that.

42

43 MS. MASON: But, in fact, we currently do
44 have a C&T just for a part of a unit, for 10, Unimak Island
45 only, so it appears to me that the request could go in for
46 the Aleutians East Borough, we'll research it and do what
47 we can and I can work back and forth with the Council to
48 see what we can do.

49

50 CHAIRMAN TUTIAKOFF: Okay.

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1 MS. MASON: But if it's noted that that's
2 what the request is that.....

3
4 CHAIRMAN TUTIAKOFF: I think that by
5 direction we can request that staff research the legalities
6 of whether we can just include subdistricts and also
7 boroughs?

8
9 MS. MASON: Uh-huh (affirmative).

10
11 CHAIRMAN TUTIAKOFF: I know that we've done
12 it already in False Pass and other Councils have made moves
13 to do that, but they're only dividing units not picking up
14 boroughs.

15
16 MS. MASON: Right, right. I never heard of
17 a borough being a unit.

18
19 CHAIRMAN TUTIAKOFF: Right. If we can get
20 some response back for the next meeting then we'll address
21 it at that time.

22
23 MS. MASON: Okay.

24
25 CHAIRMAN TUTIAKOFF: Okay. Thank you.

26
27 Do you understand what we're saying there, Dick?

28
29 MR. JACOBSEN: Yeah.

30
31 CHAIRMAN TUTIAKOFF: Yeah, okay, thanks.
32 We will research it and if it's possible then we will do
33 that.

34
35 Okay, the next item is the King Cove Corporation
36 request for Unit 10. Caribou separate herd. Do you want
37 to address this issue?

38
39 MS. TRUMBLE: This request is basically
40 asking the Fish and Wildlife begin managing Unimak Island
41 caribou as a separate herd. Gilda and I have also talked
42 about this one and what happened this past year is when the
43 State opened a caribou season on all the lands, Unimak was
44 not included because Unimak is basically under Federal, and
45 only the Federal, and we had to call for a proposal to have
46 Unimak opened because it was not included in the State
47 hunt, so that's basically what this is asking.

48
49 The other issue that still comes up with this is
50 the surveys, I'm not sure if they can be complete by

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1 Federal, or basically how that works. Rachel, maybe you
2 can help on that one or State, Arnie?

3
4 MS. MASON: I think Rick would be the
5 (indiscernible - away from microphone).

6
7 MR. POETTER: Yeah, Rick Poetter, Refuge
8 Manager, Izembek Wildlife Refuge Complex. Yeah, Della,
9 Dick Sellers will be doing the fall count in October and
10 that'll give us our bull:cow ratio and he'll be utilizing
11 helicopter for that. And he had made a specific request of
12 us to assist with some extra funding to put more helicopter
13 time on Unimak, and so we're going to be doing that, so
14 that'll step that up. As to how he's going to handle that,
15 you know, address it as a sub-herd, I'm not really sure,
16 but I think in theory and in basis they will probably
17 handle it that way, but we have to confer with Dick on
18 that, because he's the ultimate on it.

19
20 But we -- the Federal government, of course, just
21 helps manage the resident wildlife populations on there,
22 they're still call them animals of the State, just helps
23 manage the resident wildlife populations on there, they're
24 still called animals of the State, and they got the primary
25 management and survey and we sort of -- we basically,
26 because we're down there, we help out wherever we can.

27
28 MS. TRUMBLE: The concern that she had was
29 that, I think, we got down to the last minute here on this
30 and before we even go this -- the Unimak caribou opened,
31 and if they're waiting on the surveys from the State, then
32 that contributed to some of it and then the amount of
33 caribou that can be harvested. One of our big questions, a
34 prior request was for households in Unimak or the Peninsula
35 and in the past those herds, supposedly, under the plan are
36 managed as one, however, the sport -- and in all of the
37 surveys have been taken and looked at them separately for
38 the past three years, I know, that we've been involved with
39 this caribou, or four years. And a lot of the
40 determination of the amount of caribou has come -- is based
41 separately also. So I'm not sure, you know, what can be
42 done to that, or if False Pass has to send in a proposal
43 each year to Fish and Wildlife to get -- to have a hunt on
44 their lands.

45
46 MR. POETTER: I think, and I'm only
47 guessing at this point in time because I really didn't ask
48 Dick, but I think when he made the original proposal for
49 opening the caribou in Unit 9D, you know, not on Unimak, he
50 didn't have his summer counts completed and so I think, you

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1 know, for that reason Unit 10 was omitted. I think in
2 hindsight he'll probably address it this coming regulation
3 season, so -- but, you know, we do want to keep track of
4 that, you know, that was something that slipped through the
5 cracks and I apologize for my involvement in letting that
6 slip.

7
8 CHAIRMAN TUTIAKOFF: Questions, Della?

9
10 MS. TRUMBLE: (No audible response)

11
12 CHAIRMAN TUTIAKOFF: Okay, thank you. Any
13 questions?

14
15 MR. EDENSHAW: Mr. Chairman.

16
17 CHAIRMAN TUTIAKOFF: Yes.

18
19 MR. EDENSHAW: Regarding Della's -- the
20 proposal from the King Cove Corporation, I don't have a
21 copy, I thought I had one in our previous booklet, but
22 under the Southern Alaska Peninsula Caribou Herd Management
23 Plan they address the herd as a whole, so you may preface
24 your remarks by referring to the plan. The plan includes
25 unit 9D and 10 and so in King Cove's proposal they make
26 reference to the plan and possibly if we say some language
27 that they would like to amend that plan. Because I know in
28 the past when the Board has addressed special action
29 requests when the -- when they first started having a
30 limited subsistence hunt they referred to the management
31 plan. And I don't happen to have a copy of that, that has
32 been on the agenda in the past and, as Della is referring
33 to, Dick has been unable to make it out to the meetings for
34 them to address that issue.

35
36 MR. POETTER: Mr. Chair.

37
38 CHAIRMAN TUTIAKOFF: Yeah.

39
40 MR. POETTER: Rick Poetter again. I
41 provided each Council member and over on the table is a
42 copy of an activity summary from our refuge and I included
43 a copy of the plan in the back of that for you. I still
44 think, though, the basis is, yeah, Unimak is included in
45 the plan as an all entity, but that doesn't mean we can't
46 come up with numbers for Unimak and the Peninsula. They'll
47 still be treated as a whole, because I believe Dick Sellers
48 still feels that they are, in essence a whole, but that
49 doesn't mean we can't make a division and have numbers for
50 Unimak and numbers for the Alaska Peninsula. I think his

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1 last numbers were 3,600 for the Alaska Peninsula and 600
2 for Unimak. That is, well, some phone conversations that
3 we had on special regulations.

4
5 MS. TRUMBLE: Mr. Chairman.

6
7 CHAIRMAN TUTIAKOFF: Yeah, Della.

8
9 MS. TRUMBLE: Thank you. Rick, that was
10 kind of where some of the confusion is coming in on some of
11 this. Like I'm saying, the past three years they're
12 treated as separate herds. The Caribou Management Plan has
13 it under jointly, but the Fish and Wildlife -- they're all
14 Federal lands and Fish and Wildlife is the one that allows
15 for a hunt on those lands.

16
17 MR. POETTER: Well the State also could
18 allow for.....

19
20 MS. TRUMBLE: The State, okay. So how -- I
21 guess the question, and you're saying when the State opened
22 up caribou for a hunt for one caribou per household, they
23 didn't include Unimak because the surveys were not
24 completed; is that what you're saying; is that correct?

25
26 MR. POETTER: That's my summarizing from my
27 discussions with Dick is that it fell through the cracks,
28 basically, that Unimak wasn't included in that Unit 9D, you
29 know, I can't say for sure. Again, I'm surmising that --
30 that's my impression. In other words, when he created the
31 one caribou per hunter in -- per hunter, not household, in
32 9D for the September 1 through 20 and then November 15
33 through March 31, Unimak was sort of -- you know, it wasn't
34 even thought of. And then when we had our meeting in, what
35 was it, February, was it? Whenever we had our meeting in
36 Port Lions, again, we didn't think about it at that point.
37 You know, I should have stepped up at that point and said,
38 hey, wait a minute, we didn't think about Unimak at the
39 time and come up with something.

40
41 So I guess the bottom line is I'm looking -- I'm
42 hoping the State would come up with a similar season, one
43 caribou per hunter, cows included, for Unimak Island in its
44 next regulation period. Comments from Dick Sellers were
45 that, you know, he thought there were enough animals out
46 there on Unimak that the amount of pressure that we could
47 provide out there wasn't enough to curtail or reduce their
48 number, you know, they're in such good condition, as is
49 they are in the Peninsula Herd or a portion of the herd
50 that, you know, hunter pressure -- it's just so remote out

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1 on Unimak and the pressure is so light that he felt, you
2 know, it could go, you have quite a few -- pretty opened
3 anyway.

4
5 CHAIRMAN TUTIAKOFF: Thank you. Do you
6 have any.....

7
8 MS. TRUMBLE: No, I haven't.

9
10 CHAIRMAN TUTIAKOFF: Any more comments on
11 the letter, request? Are we going to make changes to the
12 request at this time based on the information received
13 or.....

14
15 MS. TRUMBLE: No. Basically, I'll talk to
16 Gilda, but -- pass it on to her, I guess, as it possibly
17 being an oversight on the State's part and actually on our
18 -- on the refuge part on that -- basically on the whole
19 deal. But I'm wondering in looking at that plan, there is
20 still -- the way the plan reads it saying it looks at the
21 whole -- the herd as one, including Unimak and the
22 Peninsula, and maybe at some point that needs to be
23 addressed, because I know they've been -- those figures
24 have been looked at for the past three or four years as
25 separate. And they're determination on the amount of
26 harvest have been determined separate.

27
28 MR. POETTER: I agree with you 100 percent.
29 I think -- well, I lost my thought, I was going to say
30 something on it, but basically I agree with you. Oh, I
31 know what it was. The plan was written, I think, back when
32 Fred Zilamaker (ph) was Refuge Manager and, you know, we've
33 had other managers since then and, basically, the time
34 frame on that was when the Federal Subsistence Regulations
35 were created and that whole entity was brought in, I think
36 it was -- what's the year on that -- '94. So, you know,
37 it's due for some modification and revision under what
38 we're looking at for current day practices, so I would
39 agree.

40
41 Thank you, Mr. Chair.

42
43 CHAIRMAN TUTIAKOFF: Thank you. I think I
44 believe what King Cove is attempting to do here is to
45 request the State when they do open for hunting that they
46 consider the communities involved that have a subsistence
47 allocation, even though the herd is moving up in size, it
48 doesn't mean that -- I think the concern here is -- the
49 whole underlying concern here is because the herd is
50 increasing, does not -- should not give the State the

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1 opportunity to open it up to statewide hunting without
2 first considering the subsistence. I think that's the
3 underlying concern here.

4
5 Where do we want to go with this request? Do you
6 want to move this forward as a request and see where we
7 head -- with knowing that, you know, this management plan
8 was put together in '94, when the herd was down to a point
9 where it was, you know, it was pretty low, I guess, at the
10 time. That's the concern that the State and Federal Refuge
11 Manager had at the time that they needed to put some
12 control on it, so they come to an agreement on who's
13 managing it.

14
15 In reading this, there's some figures in here that
16 I think, even as the herd grows, there ought to be some --
17 the agreement itself should go with what the herd does year
18 to year, rather than look at it in '94. I think that's our
19 concern.

20
21 MS. TRUMBLE: I guess what we basically are
22 requesting is that is to take a look at the Caribou
23 Management Plan and to consider separating them into the 9D
24 and 10, the herd, because that's how allocations have been
25 made for the past three or four years.

26
27 CHAIRMAN TUTIAKOFF: Under the C&T, does
28 that -- when we did the C&T under the herd, they included 9
29 and 10.....

30
31 MS. MASON: Yeah.

32
33 CHAIRMAN TUTIAKOFF:and those three
34 units.

35
36 MS. MASON: Well, the first thing is it
37 doesn't sound like this is a proposal that goes in the norm
38 -- it wouldn't be a proposal that is for harvesting seasons
39 limits, but instead it would be -- this would be a request
40 both to the Federal and State managers to revise the plan,
41 so to me it doesn't appear that this would go in the usual
42 proposal cycle, but this would, instead, be a motion by the
43 Council to ask both the State and Federal manager. So this
44 would be an action separate from the regular proposal
45 process.

46
47 CHAIRMAN TUTIAKOFF: That's what I was
48 trying to understand here is that.....

49
50 MS. MASON: Yeah.

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1 CHAIRMAN TUTIAKOFF:you're
2 addressing, directly, in your letter the -- not directly,
3 but indirectly you're requesting the Management Plan be
4 revisited for updating.

5
6 MS. TRUMBLE: Yeah.

7
8 MS. MASON: Yeah. And not to say that the
9 Council can't act on it, but just that it's not part of
10 this regular proposal process.

11
12 CHAIRMAN TUTIAKOFF: But it affects all of
13 what we do and how we make decisions regarding the herd.

14
15 MS. MASON: Right.

16
17 CHAIRMAN TUTIAKOFF: I mean this plans
18 affects what we do.

19
20 MS. MASON: Uh-huh (affirmative).

21
22 MS. TRUMBLE: Yeah, that's basically why
23 this letter is there.

24
25 MS. MASON: Yeah.

26
27 MS. TRUMBLE: Because any of the amount of
28 harvest, whether it's per household or per person, per
29 resident, those numbers come off of this plan.

30
31 MS. MASON: Uh-huh.

32
33 MS. TRUMBLE: They're based on the numbers
34 of the surveys from the plan and because those surveys have
35 been conducted and those are decision that have been made
36 separately, so whether -- I'm not sure if there needs to be
37 something taken here or later in the agenda.

38
39 CHAIRMAN TUTIAKOFF: Why don't we.....

40
41 MS. TRUMBLE: This is proposals to change
42 Federal subsistence hunting and trapping regulations and,
43 technically, this, in a sense, is that.

44
45 MS. MASON: Yeah, I agree it is that it
46 affect everything of what they proposals would be, but it
47 seems like it's a more basic.....

48
49 CHAIRMAN TUTIAKOFF: Well, because it
50 affects our C&T designation which we have already as

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1 including 9D, we need to separate the C&T under the 9D and
2 10 as separate first.....

3
4 MS. MASON: Right.

5
6 CHAIRMAN TUTIAKOFF:before we can
7 address this issue. Is that what you're saying?

8
9 MS. MASON: Yes, and you could put in a
10 request for C&T, but I'm just saying that this request goes
11 outside of the normal process, so it should be addressed
12 differently, maybe Cliff can shed some light on that.

13
14 MR. EDENSHAW: Mr. Chair.....

15
16 CHAIRMAN TUTIAKOFF: Yes.

17
18 MR. EDENSHAW:I think with Rick's
19 copy that he included here in his report, you know, what
20 the Council may consider doing is going through there and
21 identifying some changes and, you know, follow a motion to
22 do that and once I get back into the office what I could do
23 is I could type up for the Council their recommended
24 changes and pass those on to Dick Sellers who would be
25 involved with any amended -- and, of course, Rick Poetter,
26 who is Refuge Manager for Izembek. That would probably get
27 some headway with them starting to.....

28
29 CHAIRMAN TUTIAKOFF: Okay. I think
30 that.....

31
32 MR. EDENSHAW:communicate what the
33 Council say, they can look forward and do the amendments or
34 the requests that the Council is forwarding.

35
36 CHAIRMAN TUTIAKOFF: I think that would be
37 a good thing to do. We will ask the Council members who
38 have changes to make the changes regarding the Management
39 Plan and submit them to our -- to Cliff for amended changes
40 to the Management Plan and go that route.

41
42 Regarding your letter, though, indirectly it says
43 that you are making a request to separate 9 and 10 as a
44 C&T, basically. We need to, maybe -- if the whole
45 objective of this letter is to get to this management plan,
46 then I think that we need to bring it forward as direction
47 to change the Management -- or make some changes to the
48 Management Plan.

49
50 MS. TRUMBLE: Okay.

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1 CHAIRMAN TUTIAKOFF: I don't think that we
2 want to disrupt the C&T for 9 and 10 at this time because
3 we have something in place that's working. Until you make
4 some changes here, then you should go back, maybe, at the
5 next session meeting and request for a designation of 9 and
6 10.

7
8 If there's no comments? Any more comments?

9
10 MR. EDENSHAW: Mr. Chair.

11
12 CHAIRMAN TUTIAKOFF: Yeah.

13
14 MR. EDENSHAW: I think what Della is
15 getting at is under the -- and maybe Rachel can correct me
16 if I'm wrong here, but last year when the State addressed
17 the herd and in Unit 9D and had an open hunt, Unit 10
18 wasn't addressed, the Council, you know, somehow was
19 overlooked, but I believe the point that Della is trying to
20 make is that all of Unimak, with the exception of the
21 Native corporation lands are Federal and since the Council
22 didn't -- and I think what Gilda and Della were getting at
23 is there was a hunting season on Unimak and it's Federal
24 and there are three communities, King Cove, Sand Point and
25 False Pass that have customary and traditional use on that
26 island. If the Council had put forth a proposal to have a
27 hunt on the island, those three communities would have had
28 exclusive use to hunt the island because of their C&T
29 designation.

30
31 Secondly, since the Council didn't put forth a
32 special action request, because that's how it has been
33 handled the last two years. And this is where Rachel can
34 confer with me, is that seeing that there wasn't any
35 special request to have a hunt on Unimak, then that left
36 the island opened to all residents because there wasn't a
37 hunt proposed.

38
39 CHAIRMAN TUTIAKOFF: Yeah.

40
41 MR. EDENSHAW: Is that correct?

42
43 MS. MASON: As far as I know, yeah.

44
45 CHAIRMAN TUTIAKOFF: Ida.

46
47 MS. HILDEBRAND: Mr. Chairman, Ida
48 Hildebrand, BIA Staff Committee member. There seems to be
49 three issues, one is the Management Plan, you've already
50 recommended that this Council can make recommendations to

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1 amend or to change portions of.

2

3 The other is the survey issue and the Council can,
4 again, make recommendations and Mr. Poetter had already
5 stated the ongoing effort to do additional surveys.

6

7 The third issue is the special action issue. To
8 avoid having to do special actions every year this Council
9 can put in a request, a proposal, to just open the season
10 in the regular proposal cycle, and if that passes, then you
11 wouldn't have to do special actions every year.

12

13 If there was a problem in the herd, that the herd
14 size went down and you wanted to close the hunt, then a
15 special action could close that hunt. But a special action
16 is only good for one year and that's why this Council has
17 repeatedly submitted special actions, but to avoid to
18 having to continuously do that is to put in a request, a
19 proposal, to open the season.

20

21 CHAIRMAN TUTIAKOFF: Okay. Thank you.

22

23 Della.

24

25 MS. TRUMBLE: Going back to this Management
26 Plan, and let me go even a little bit further, I think, of
27 where we're getting at on this. When you look at this
28 Management Plan, there's no harvest on the total population
29 on the mid-winter survey, our best (indiscernible) today is
30 less than 2,500 animals. Now, if you're counting the 36 on
31 the mainland and the 600 that you possibly think is on
32 Unimak, but those are, you know, not really clear survey
33 totals because that survey has never been complete. Okay,
34 that's one thing. So those totals have been basically added
35 together.

36

37 Now, the other thing is this past year up in those
38 lands, the lands for one caribou per household, or not
39 household, resident, is that correct resident?

40

41 MS. MASON: Uh-huh (affirmative).

42

43 MS. TRUMBLE: Okay, now, you go down here
44 and it has a gradual harvest to be considered when the herd
45 reaches a total population of at least 3,500. At this time
46 we are up at -- let's say it's 4,200. If the herd exceeds
47 4,000 animals sufficient harvest will be authorized in an
48 attempt to stabilize the herd.

49

50 One of the concerns on this is, number one, it was

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1 opened, basically, for one caribou per resident. The State
2 does not really have a way to determine or record at what
3 point that the caribou is going to reach 250-300 because we
4 had a hard time, Federal-wise, with the subsistence hunts
5 and getting our reporting in. The concern, basically, is
6 in the past they've been treated separately, population-
7 wise, and the hunts have been determined that way and in
8 order for us to be, to some degree, conservative so we
9 don't go for five or six years without a caribou hunt. We
10 feel strongly that, in talking, that, you know, this
11 Management Plan needs to -- it needs some work, and that's
12 basically where we're at at this time in this request.

13
14 CHAIRMAN TUTIAKOFF: Okay. As stated
15 earlier, I requested that any members from the Council that
16 have changes to the Management Plan submit them to our
17 coordinator for review and possible submission to both the
18 Federal and ADF&G for changes.

19
20 Any more comments on the requests from King Cove?

21
22 (No audible responses)

23
24 CHAIRMAN TUTIAKOFF: And what is the
25 direction at this time, do we -- are we fulfilling this
26 request of the letter or do we need to submit the letter
27 for the record on a motion?

28
29 MR. EDENSHAW: That can be submit either,
30 just as Della has done on a request or it would be much
31 better if the Council made a motion.

32
33 CHAIRMAN TUTIAKOFF: Okay. The motion at
34 this time is to request the Council to adopt the King Cove
35 Corporation request for the changes to be looked at in
36 regards to the Management Plan. Do I hear a motion?
37 Motion to adopt or.....

38
39 MR. GUNDERSON: Yeah, I'll move.

40
41 CHAIRMAN TUTIAKOFF: Moved by Paul. Is
42 there a second?

43
44 MR. ALLEN: I'll second.

45
46 CHAIRMAN TUTIAKOFF: Seconded by Joe. All
47 those in favor say aye.

48
49 IN UNISON: Aye.

50

00031

1 CHAIRMAN TUTIAKOFF: Opposed?

2
3 (No opposing responses)

4
5 CHAIRMAN TUTIAKOFF: Motion carries. The
6 request is to ask the management people who have drawn this
7 Management Plan to look at some changes for future
8 reference.

9
10 At this time we'll take about a five-minute break.
11 Recess, five-minute break.

12
13 (Off record)

14
15 (On record)

16
17 CHAIRMAN TUTIAKOFF: Call the meeting to
18 order. We're still on the four proposals for change to
19 subsistence hunting and trapping, customary and traditional
20 uses. At this time, I'd like to make a request that the --
21 the community of Adak has requested designation of rural
22 and in the Federal Register and also in the Fish and Game
23 guidelines Adak is considered a large community and by that
24 designation they were -- because it was a Navy population
25 of over 10,000, about four years ago. At this time it's a
26 population of about 300 to 250 year-round and it is a
27 growing community of Aleut and also non-Aleuts that are
28 making an attempt to make it a community. And they've
29 requested that the Council consider Adak as a rural
30 designation.

31
32 In order for the community of Adak to become
33 subsistence designated they needed to be designated as a
34 rural community. There is also a large herd of caribou on
35 Adak, as many of you know. And the concern of those
36 members in that community is that the agency of Fish and
37 Wildlife has opened year-around hunting for caribou and
38 even has gone so far as to invite the hunters from all over
39 the United States to come to Adak and shoot 20 or more and
40 have a great time doing it.

41
42 We oppose that kind of thinking on the basis that
43 we are going to, in the future, enter into an agreement,
44 possible joint management with the Fish and Wildlife, and
45 I'm speaking as the Aleut community, of which we'll be
46 represented by the United Aleut Nation who is as this time
47 the representative for the Aleut individuals at Adak. That
48 will happen once the transfer takes place with Department
49 of Interior with that Aleut Corporation, they will make
50 that request.

00032

1 In order for the to fall into place I believe that
2 the community of Adak needs to be considered rural and also
3 needs to have some sort of say in regards to the hunt and
4 control of the herd at Adak. I think last year we had a
5 count that was submitted by the Department of Fish and
6 Wildlife of 800 plus, I think there is more than that, I
7 think they missed at least two days of a total count
8 because of weather. And what they did see was in one area,
9 they did not go to the south side of the peninsula, Yakak
10 Cape where the majority of the herd, we believe, is
11 running.

12
13 And I think there's probably -- in my opinion,
14 there's approximately 1,100 plus and growing. We
15 understand the Fish and Wildlife concern regarding the herd
16 size and we agree that they ought to be controlled, but to
17 open it year-round and invite hunters to come in and shoot
18 them, just to get rid of them and not utilize the meat is a
19 wanton waste and we would like to have the opportunity to
20 be able to control and maybe manage that herd and utilize
21 the meat, not only for that community, but for other
22 communities that do not get the caribou.

23
24 I'll pass the chair over at this time, so that I
25 can make a motion. Pete, you got the chair.

26
27 I would like to make a motion at this time to get a
28 rural designation for Adak, also a C&T. Do I have to do
29 two separate motions to get that, Rachel?

30
31 MS. MASON: Mr. Chairman, I think it would
32 make it a lot easier if you did do it in two separate
33 motions because the two proposals are in -- are of
34 different types, the Adak rural designation would be --
35 that would be a request for an out-of-cycle rural
36 determination on it, whereas, the C&T would be part of the
37 whole process.

38
39 CHAIRMAN TUTIAKOFF: I make a motion at
40 this time that the Council recommend that Adak, as a
41 community, be designated rural.

42
43 MR. SQUARTSOFF: We have a motion, do we
44 have a second?

45
46 MR. ALLEN: I second it.

47
48 MR. SQUARTSOFF: Seconded by Joe. Any
49 further discussion?

50

00033

1 (No audible responses)

2

3 MR. SQUARTSOFF: All those in favor?

4

5 IN UNISON: Aye.

6

7 MR. SQUARTSOFF: Opposed?

8

9 (No opposing responses)

10

11 MR. SQUARTSOFF: Motion carries.

12

13 CHAIRMAN TUTIAKOFF: Mr. Chair, I'd like to
14 make another motion regarding the C&T designation for the
15 community of Adak, and that we request that Adak be --
16 start the process of C&T designation for the caribou herd
17 on Adak.

18

19 MR. SQUARTSOFF: We have a motion by Vince,
20 do we have a second?

21

22 MR. FOSTER: Second.

23

24 MR. SQUARTSOFF: Second by John. Any
25 further discussion?

26

27 (No audible responses)

28

29 MR. SQUARTSOFF: Hearing none, all those in
30 favor?

31

32 IN UNISON: Aye.

33

34 MR. SQUARTSOFF: Opposed?

35

36 (No opposing responses)

37

38 MR. SQUARTSOFF: Motion carries.

39

40 CHAIRMAN TUTIAKOFF: Thank you, Mr. Chair,
41 I'll take the chair back and is there any more comments
42 regarding.....

43

44 MR. EDENSHAW: Mr. Chair.

45

46 CHAIRMAN TUTIAKOFF: Cliff.

47

48 MR. EDENSHAW: Maybe -- Rick Poetter may
49 address the issue, but I think does Adak fall under the
50 Maritime Refuge or does Izembek manage that?

00034

1 MR. POETTER: Yeah, Cliff, you're right,
2 that's under the Alaska Maritime Refuge, based out of
3 Homer, John Martin, manager. It's sort of a substation.
4 I'm not sure what their staffing is out there now, a
5 biologist.....

6
7 CHAIRMAN TUTIAKOFF: Three, yeah, they got
8 four around.

9
10 MR. POETTER: Okay.

11
12 MR. EDENSHAW: So would that be considered
13 an overlapping proposal with the Southcentral Regional
14 Council then? Does the refuge fall under -- into the
15 region, Rachel? I guess that's the question I'm asking,
16 where does the proposal or the request.....

17
18 MS. MASON: Yeah, it only affects this
19 region.

20
21 MR. EDENSHAW: This region, okay.

22
23 MS. MASON: The Maritime Refuge goes into
24 (indiscernible - away from microphone)

25
26 MR. EDENSHAW: Okay.

27
28 MS. MASON: Yeah, their jurisdiction is --
29 I don't think that will affect it.

30
31 CHAIRMAN TUTIAKOFF: Okay, thank you.

32
33 The next item, if there's no more comment regarding
34 Adak proposals, we'll move on. The next item I have on my
35 agenda here is under the same topic is the elk in Unit 8
36 and I'll ask that Mr. Squartsoff address this issue
37 regarding this proposal.

38
39 My understanding is that elk in Unit 8, there is a
40 request been made from the communities to remove the marine
41 access from the existing regulations.

42
43 MR. SQUARTSOFF: Yes, that was a in my
44 original proposal and it just sort of got turned around
45 there in the meeting at Port Lions. And when it got
46 adopted that wasn't added in there, to remove that, entry
47 for elk hunting shall be from marine waters only. That was
48 to be excluded from, but that was part of the original
49 proposal. Because the State has a -- it's opened right now
50 for a registration hunt and that's any access, and this

00035

1 would bring it in order with the State for access.

2

3 CHAIRMAN TUTIAKOFF: And to refresh
4 everybody's memory at Port Lions the staff recommended to
5 oppose the proposal based on the fact that there was a
6 three-week opening prior to State for subsistence use, but
7 the request was for removing the marine access and during
8 the discussion and testimony by Mr. -- what the heck's his
9 name? Robert Willis, at the time, had opposed the request
10 based on the State's guideline that the subsistence use
11 hunt was three weeks prior to the State opening, so he
12 didn't feel there was a problem. But the big problem was
13 the marine access by the State.

14

15 MR. SQUARTSOFF: Yes, Mr. Chair, with the
16 marine access nobody local goes hunting because of weather,
17 in the Shelikof Straits, where this area is, it's really
18 hard accessing by small boat. And then when it opens for
19 the registration hunt, the 25th, you can get in there
20 anyway you want, by plane or by road or -- I'd just like to
21 see it the same for the subsistence hunt.

22

23 CHAIRMAN TUTIAKOFF: Any more discussion?

24

25 (No audible responses)

26

27 CHAIRMAN TUTIAKOFF: Are you going to make
28 a recommended motion to change the.....

29

30 MR. SQUARTSOFF: Yes, I'd like to make a
31 motion to scratch, the entry for elk shall be from marine
32 waters only.

33

34 CHAIRMAN TUTIAKOFF: It's been moved, do I
35 hear a second?

36

37 MR. GUNDERSON: I'll second.

38

39 CHAIRMAN TUTIAKOFF: Seconded by Paul. All
40 those in favor say aye.

41

42 IN UNISON: Aye.

43

44 CHAIRMAN TUTIAKOFF: Opposed?

45

46 (No opposing responses)

47

48 CHAIRMAN TUTIAKOFF: Motion carries.

49

50 Any more discussion on elk in Unit 8? If not,

00036

1 we'll move on.

2

3 Do we have agency proposals at this time?

4

5 MR. STOVALL: Robert Stovall, Kodiak
6 National Wildlife Refuge and speaking for the subsistence
7 staff. The trapping proposals -- the trapping regulations
8 have been reviewed and there's one discrepancy between the
9 State and Federal trapping regulations that might want to
10 be addressed by the Council here. The Federal dates are
11 more liberal and so they shouldn't be changed by the
12 Regional Advisory Council. However, there is no limit for
13 coyote trapping in State regulations on how many you can
14 take, whereas, the Federal regulations have a limit of two,
15 so it's more restrictive. And to bring the regulations
16 closer together it's recommended that the Regional Advisory
17 Council propose to make a no limit tag for coyote trapping.

18

19 CHAIRMAN TUTIAKOFF: Any questions? Al?

20

21 MR. CRATTY: No.

22

23 MR. STOVALL: And that's, in general, the
24 trapping regulations have -- Federal trapping regulations
25 have been under fire in Congress. There's a handout that
26 kind of describes what's been going on. And this review of
27 the trapping regulations for the State and Federal was part
28 of that process to lessen any effects or changes that may
29 or may not have occurred.

30

31 CHAIRMAN TUTIAKOFF: Thank you. Any more
32 recommended changes or proposals to any other regulations?

33

34 (No audible responses)

35

36 CHAIRMAN TUTIAKOFF: We have a discussion
37 regarding the coyote trapping that's in regard to Unit 9
38 and 9 -- yeah, all of Unit 9 and 10. Yeah, that's where
39 it's addressed, regarding the coyote. There is a limit
40 for, under Federal, for two. My understanding that under
41 the State there is no limit. What is the Council's opinion
42 regarding that issue? Do you want to increase the no limit
43 from two or keep it as is? There is a discrepancy in the
44 State versus Federal. Any comment? Any desire to change
45 the regulation as it stands or.....

46

47 (No audible responses)

48

49 CHAIRMAN TUTIAKOFF: No? Keep at two or do
50 you want to.....

00037

1 MR. SQUARTSOFF: I don't know.

2
3 CHAIRMAN TUTIAKOFF: Under the State
4 guidelines it's unlimited.

5
6 MR. SQUARTSOFF: What is the coyote
7 population right now? You must be talking about the
8 northern end of -- up on the west side of the inlet?

9
10 MR. STOVALL: Mr. Chair, Robert Stovall
11 again, there is -- the discrepancy is in Unit 10.

12
13 CHAIRMAN TUTIAKOFF: Oh.

14
15 MR. STOVALL: And I don't have any
16 population numbers for coyotes.

17
18 CHAIRMAN TUTIAKOFF: In Unit 10, I don't --
19 I think if you could find one out there, you'd be.....

20
21 (Laughter)

22
23 MR. STOVALL: Right, that's probably why
24 the State has no limit.

25
26 CHAIRMAN TUTIAKOFF: Yeah.

27
28 (Laughter)

29
30 MR. GUNDERSON: Unimak West. There's a few
31 wolves on Unimak Island. I have seen any coyotes anywhere
32 the west of the inlet, I don't think.

33
34 CHAIRMAN TUTIAKOFF: Okay, we'll keep it as
35 is then, depending there might be only two coyotes in Unit
36 10, wipe them out.

37
38 (Laughter)

39
40 CHAIRMAN TUTIAKOFF: We'll move on.
41 Anymore comments from the agencies?

42
43 MR. STOVALL: No more.

44
45 CHAIRMAN TUTIAKOFF: Move on to number
46 nine, old business, the Izembek National Wildlife Refuge,
47 Rick Poetter will give us a brief briefing.

48
49 MR. POETTER: Thank you, Mr. Chair. Again,
50 referring to the handout I provided to all the Council

00038

1 members. To start out with, let's talk about swan. In
2 late May we conducted aerial trumpeter swan surveys raging
3 from Herendeen Bay to Morzhovoi Bay, 465 individual,
4 similar to previous years, so everything sort of status quo
5 with them.

6
7 Doing the caribou, the first note I have here is
8 concerning Dick Sellers' efforts in combination with Fish
9 and Wildlife, basically we funded the effort, to utilize
10 the helicopter to do some calf mortality study. And some
11 interesting observations were seen, that everything from
12 drowning to brown bears, wolves, eagles and wolverines are
13 taking calves. Probably not too much a surprise to a lot
14 of people, but it's always interesting to document those
15 kinds of activities. And the final report will be
16 available from Dick Sellers later on this fall. We don't
17 really have a lot of significant data on that.

18
19 Let's see, the caribou photo census, in last June,
20 you know, we talked about this already a little at this
21 meeting, so it's probably not worth going over, Dick
22 Sellers has, under Tab E, a more detailed summary than I
23 have.

24
25 There's a chart or a map towards the back of the
26 document I provided, third page in, and it relates to our
27 satellite telemetry efforts that we are doing with the
28 caribou herd. This is the map here. And what that map
29 represents is basically the Port Moller constriction in the
30 Peninsula. And what the study is trying to do is to verify
31 any kind of movement from the Southern Peninsula Herd to
32 the Northern Peninsula Herd or vice versa. If you look at
33 the data, there's a bunch of Xs right there at Port Moller,
34 at the constriction of the Peninsula, that's the caribou
35 that was collared and where its movements were, starting in
36 October of '98 and it's progressed on up the Peninsula, you
37 can see it, it moved all the way up north of Becharof Lake,
38 which is quite a distance, which is pretty common for that
39 herd, that's what their migration pattern is.

40
41 And then it came back down and stopped. And then
42 also there's one caribou on the Southern Peninsula Herd
43 that was collared right in that same similar area and it
44 just sort of migrated around and sort of just hung out
45 right in there and didn't move very far at all. Again,
46 sort of verifying what our feelings were on that.

47
48 You got about 14 collared caribou out there and,
49 basically, all of them are showing the same thing. We just
50 sort of provided this one map as an example.

00039

1 We talked about the fall counts that Dick Sellers
2 will be doing and the additional funding we're going to
3 provide.

4
5 Moose - Last winter moose surveys were completed in
6 9D, resulted in initiation of the State hunt. Six of 10
7 permittees were King Cove, Sand Point, False Pass. The
8 hunt is for bulls only, we're hoping that the moose taken
9 will be from the Pavlof Bay North versus Pavlof Bay South.
10 There were a couple of caribou that have been hanging
11 around the Cold Bay area, but hopefully they'll disappear
12 about the time the hunt occurs.

13
14 And the reason for that, it's not trying to deprive
15 anybody of getting a moose, it's more of the animals that
16 we felt were in good stead and good population were north
17 of Pavlof Bay, based on our survey that I reported at our
18 Port Lions' meeting.

19
20 Let's see. Songbird, basically what that talks
21 about are neo-tropical bird activities. This was a
22 five-year monitoring effort, part of a national program to
23 get a good handle on what songbirds are doing, you know,
24 traveling back and forth from South America to North
25 America and in our areas.

26
27 In essence, because of our weather situation on the
28 Peninsula here, we are very desperate to get the number of
29 hours that we need to get good reliable data, so as you can
30 see we didn't get but 343 net hours, basically that's six
31 sessions, we're running 10 nets, so it really doesn't
32 amount to very much. We capture 156 birds of various
33 species, nine species, and I've got them listed there for
34 your interest.

35
36 But the bottom line is we're going to be getting
37 out that project because we're just not getting the data
38 that's needed, the statistical side of that, you know, we
39 just don't get enough hour, so we're going to be pulling
40 out of that, utilizing our funds for other purposes.

41
42 Sea otter - This is sort of a new effort that we're
43 starting, trying to work with Marine Mammals Management
44 Division, we had one of their staff come down and help us
45 design a survey. It's a very specific survey, you fly
46 transects and as you spot a lone or a group of sea otters
47 you circle for about five minutes looking for others to pop
48 up and do a count. It requires so many repetitions and
49 requires so many sightings to make the survey valid. It
50 was a very good test run this year, worked out some kinks

00040

1 and that, and so, hopefully, we'll be able to incorporate
2 that and we're planning on putting funding towards it in
3 our work planning advise, so sort of a new effort to,
4 again, gain a little bit more effort information about
5 Izembek Lagoon and that area, just so we have a good handle
6 on what's going on ecologically.

7
8 Brown bear - We really had some fantastic numbers.
9 In the Joshua Green River Valley, as you can see, we had
10 189 individuals. This is one of the highest counts we ever
11 had. Unimak also had a very high count of 128 individuals.
12 Discussions with Dick Sellers, his counts in the Black Lake
13 area near the Chigniks was also very high this year, so as
14 you're probably aware bears are high on the Peninsula. We
15 got a bear season starting October 1 and so I think success
16 is going to be high for that.

17
18 Water fowl - We are continuing our efforts with
19 Stellers eiders monitoring and banding efforts. We
20 captured about 2,200 eiders, 895 are females, 1,303 males.
21 Put a significant amount of effort into that. One of the
22 sort of neat points of the project was we brought some --
23 actually it was a fellow from our ecological services
24 office in Fairbanks, sort of put the project together, but
25 a portion of the Stellers eiders that we get in in the
26 Izembek Lagoon area comes from the Barrow area and the
27 majority of the population comes from Russia.

28
29 Well, the students of Barrow don't really get a
30 chance to work with the eider population up there, hands-
31 on, and get to observe them because they're sort of
32 isolated from their community. So some grant money was
33 available and one teacher, and I think it was two students,
34 three students came from Barrow, and one teacher from
35 Hawaii and a student from Hawaii that were also on their
36 way to Barrow to do an exchange of information on that
37 under another program. Anyway, brought them down to Cold
38 Bay during the holiday season there and it was very good
39 weather, we were able to get them out and do some actual
40 hands-on eider banding. They're taking that information
41 they learned and picked up from that little effort to take
42 back to the schools and do some reports and hopefully help
43 with some educational efforts in the schools up there.

44
45 Let's see, September 13th aerial survey of
46 waterfowl, 75,000 brant. Brant, as of yesterday's count,
47 was 130,000. And September 13th, 28,000 Canadas, we're up
48 to 46,000 now. Emperors were 861 on the 13th and now they
49 are at 4,000. And Stellers eiders are about the same, they
50 were at 27,000 and now they're 21,000, so that's sort of

00041

1 rough update as to what we're doing there. Also we've got
2 to help little bit understand the movements of some these
3 staging geese, Biological Resource Division has had up to
4 about four staff members staying with us at the Refuge this
5 month and next month doing some telemetry work on brant.
6 These collars were implanted up on the nesting grounds in
7 the Yukon Delta area. And so we're just doing the
8 telemetry work, monitoring them as they come through and
9 whether they stay, some of those brant do stay.

10
11 Also Biological Resources Division is doing some
12 research aimed at understanding the importance of berry
13 production on the pre-migration physiology -- physiological
14 condition of the Canada's and emperor geese, primary the
15 Canada's though. Again that'll run through September,
16 October.

17
18 And then for the winter months we've got some extra
19 funding put towards the Biological Resources Division again
20 to do some work in the area, Izembek, Kinzerhoff (ph)
21 Lagoons, to increase -- to watch for what's happening or
22 take a look at what's happening with the brant population
23 there, we get an overwintering of a small population of the
24 big population and so -- and it seems to be ever
25 increasing, so we're trying to get a handle as to what's
26 really -- what are they doing, you know, what's their time
27 budgeting, where do they hang out, where do they go, you
28 know, just where they at. And that will -- and we're also
29 putting in for some extra funding this year, in my budget
30 to include some aerial surveys out at Sunak (ph) Island and
31 hopefully we'll get some emperor counts while we're out
32 there too. I know that's of concern.

33
34 Let's see. Steve Tuttle, a special agent from law
35 enforcement in Anchorage and I went to villages of False
36 Pass and Nelson Lagoon this past month and we're trying to
37 spread the word a little bit about emperor goose
38 population. Unfortunately I forgot to bring some flyers
39 for you folks, but maybe, Della, we can get some copies
40 made. Basically this flyer is asking all Alaskans not to
41 hunt emperor geese, the population was at 139,000 in 1964,
42 went to 42,000 -- or was at 42,000 in 1986, it is currently
43 around 55,000.

44
45 There have been a lot of effort put into working
46 the Yukon Delta area as far as trying to get eggging
47 subsided and the taking of birds up there reduced. Not a
48 lot of effort has really been placed down in this part of
49 the country. Some educational effort in that, and so we're
50 just doing a little bit more trying to spread the word,

00042

1 trying to do some more school programs. We tried to get
2 some berry buckets that, you know, that say, "Please don't
3 shoot emperors, save for the future" kinds of things, but
4 unfortunately the distributor didn't get them back to us in
5 time for the berry season, so maybe next year. So, anyway,
6 enough on that.

7
8 Just some other items of interest. Sort of
9 disappointing to us in that Alison Young of the Aleutian
10 Pribilof Islands Association, APIA, put in a fair amount of
11 work with my staff member, Tracy Shaffer, to put together
12 the Frosty Peak -- Second Annual Frosty Peak Environmental
13 Field Camp there in Cold Bay. Last years was a pretty good
14 success, the students had a good time and learned a lot. I
15 think we had something like six or so elders lined up,
16 educators, to do the program, we had about 10 students
17 liked up to come and then when we started calling to see if
18 they had their reservations and that, we learned only about
19 three could make it, so it was a bit disappointing in that
20 aspect.

21
22 I guess the reason I bring this up is we could sure
23 -- we're going to try it again next year and we sure could
24 use support from this Council and others to encourage
25 students do that, I mean, it's -- we bring students from
26 all of our villages and we pay their way to Cold Bay and
27 bring elders in and educators and try and do some good
28 education towards environment.

29
30 The last -- well, one of the other notes I have
31 here is the largest conservation gift of Alaska was on
32 August 30th when the Conservation Fund donated 8,496 acres
33 of land primarily to the Izembek National Wildlife Refuge,
34 there's a small portion of it that, of course, is on the
35 Alaska Peninsula. It's a donation made possible by the
36 Richard and Rhonda Goldman Fund, they donated lands located
37 in Morzhovoi Bay to round out the western boundary of the
38 refuge. Of course, that was lands that were purchased from
39 the Izenofsky Corporation.

40
41 And I'll show you on the map real quick. This is
42 the area here the conveyed lands, and down -- because the
43 Izembek and the Alaskan Peninsula boundaries or the
44 undulating one right here, they came down to the, I think,
45 the township lines (indiscernible - away from microphone).

46
47 I think that's it for me, any questions of the
48 Council?

49
50 CHAIRMAN TUTIAKOFF: Comments, questions?

00043

1 (No audible responses)

2

3 CHAIRMAN TUTIAKOFF: I guess I had a
4 comment on the emperor geese. You have more of those
5 flyers typed, I haven't seen one.

6

7 MR. POETTER: Della said she'd make some
8 copies for us.

9

10 CHAIRMAN TUTIAKOFF: Okay.

11

12 MR. POETTER: You won't get the nice -- you
13 can have the colored one.

14

15 CHAIRMAN TUTIAKOFF: Okay. Well, let's get
16 them off to the communities.

17

18 MR. POETTER: I could mail them to anybody,
19 a bunch of colored ones, if you need them.

20

21 CHAIRMAN TUTIAKOFF: Okay.

22

23 MR. SQUARTSOFF: Yeah, I got a question
24 there. On the population of 56,000, is that State and
25 Federal together or one or -- which -- who did the
26 counting?

27

28 MR. POETTER: Oh, this is our own count.

29

30 MR. SQUARTSOFF: Federal?

31

32 MR. POETTER: Yeah, the State doesn't count
33 them.

34

35 MR. SQUARTSOFF: They don't?

36

37 MR. POETTER: No, not to my knowledge. In
38 fact the counts are going to be done again here this fall,
39 the fall and spring.

40

41 MS. TRUMBLE: Is there something on bears
42 that -- for the amount of bears that should be in the
43 region, a limit?

44

45 MR. POETTER: I'd have to defer to Dick
46 Sellers, I don't have enough knowledge on it. No, I
47 couldn't tell you.

48

49 MS. TRUMBLE: The reason I'm asking, too,
50 is I know about four years ago in looking at the caribou as

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1 a possible decline, it was a high population in the bears,
2 and now even the wolves, you know. So I'm just questioning
3 whether there's some sort of plan in place or a limit. You
4 know, I know we do have the hunting season every year.....

5
6 MR. POETTER: Uh-huh.

7
8 MS. TRUMBLE:but it's like this
9 population is really getting to be high.

10
11 MR. POETTER: Yeah, I agree and that will
12 have probably some effect on the amount of caribou taken,
13 and also moose calves, too.

14
15 MR. GUNDERSON: I think there's several
16 proposals in place, and it's been proposed to open a season
17 for every year, I believe, for a couple of years, to thin
18 down some of the bear population in Unit 9D and E. But I
19 don't think they've been acted on yet, so -- and you stated
20 earlier that Sellers is going to come out with a report on
21 his surveys from this past spring later on this fall, I
22 think. And I spoke with him several times. Here a while
23 back he stopped in, he was down hunting, as a matter of
24 fact, and said he will be putting out a report, and trying
25 to figure out what the optimum numbers are going to be for
26 the caribou herd and I think there was some confusion and
27 stuff that happened last spring, so when the Board decided
28 -- the State Board decided to open a season in Unit 9D they
29 had to put in some regulations and stuff real quick, like,
30 on the numbers that they were working with, so -- and like
31 this thing with Unit 10 with the caribou herds on Unimak
32 and stuff, it may have gotten -- it did get overlooked at
33 that point because it was a hurry to get some regulations
34 in place for this fall hunt.

35
36 MS. TRUMBLE: I think just to add a little
37 bit to what Terry [sic] was saying, I know we had, while I
38 was a resident here, and, you know, we kind of -- the dates
39 of the hunt were separated a little bit just so -- because
40 of various activities going on in Cold Bay at certain times
41 of the year. Been trying to limit some of that, but the
42 concern that came from this resident in King Cove was when
43 he called, you know, the State on this, you know, he was
44 told, well, the racks aren't good at that point in time and
45 his point came across that, well, we don't eat the racks, I
46 mean that's -- so -- there is -- and just basically in
47 caribou in general, you know, it is our concern that we
48 continue to be able to hunt caribou and that this herd
49 doesn't get decimated so bad that we can't hunt again for
50 another four or five years. And that's the loudest thing

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1 I've heard in this community.

2

3 MR. POETTER: Yeah, I agree, and I have
4 concerns also for going the other way, that the population
5 gets too high, so we do have a balancing act to really be
6 watching for.

7

8 MS. TRUMBLE: Yeah.

9

10 MR. POETTER: Because otherwise, you know,
11 it'll crash again and then we got nothing.

12

13 MR. GUNDERSON: I think that's one of the
14 things that Sellers was trying to relay to us this last
15 year is that all these surveys and stuff he's been doing,
16 especially on the feed and, you know the -- to find out
17 what these optimum numbers are really going to be and try
18 to regulate the herd to that number. I guess we all
19 realize that now that number that they got in the late '80s
20 were a little too high because of the overgrazing of the
21 range and stuff.

22

23 MR. POETTER: Uh-huh.

24

25 MR. GUNDERSON: But there is a lot of
26 predator problems with the bears, with the calves,
27 especially in the, you know, in the -- I think they're a
28 little tougher on the moose than they are on the caribou in
29 the springtime.

30

31 MR. POETTER: Maybe Dick's report on the
32 calf mortality will give us a little bit of a clue, because
33 that was a pretty intensive effort with the helicopter and
34 following them up, seeing just what caused their mortality.

35

36 MR. GUNDERSON: Uh-huh.

37

38 MR. POETTER: That will be good to read
39 when we get it.

40

41 MR. GUNDERSON: Okay.

42

43 MR. SQUARTSOFF: I have one more question.
44 Who sets the times or how do they set the times for the
45 beginning and closing time of shooting ducks, the shooting
46 time?

47

48 MR. POETTER: My understanding is that the
49 State has a choice as to whether they begin a half hour
50 before sunrise or in a half hour after sunset. And I

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1 believe this state, a while back, had picked the first one,
2 you know, start a half hour before sunrise. And so then it
3 closes at sunset. And so those are what the times are
4 based on.

5
6 MR. SQUARTSOFF: I just noticed that the
7 past few days, the sun was awfully high when it was closing
8 time.

9
10 MR. POETTER: Yeah. And, you know, it used
11 to be when I was here before I moved to Hawaii that the
12 table has sunrise/sunset on it rather than a specific.....

13
14 MR. SQUARTSOFF: Uh-huh, time.

15
16 MR. POETTER:begin and end time.

17
18 MR. SQUARTSOFF: But that's done by
19 the.....

20
21 MR. POETTER: Out in Cold Bay, you know,
22 that's got quite a variability as to what -- when the sun
23 sets and rises.

24
25 MR. SQUARTSOFF: I know it's definitely
26 shining in my eyes.

27
28 (Laughter)

29
30 CHAIRMAN TUTIAKOFF: It was closed?

31
32 MR. SQUARTSOFF: When it was closing time,
33 the sun was still up pretty high.

34
35 CHAIRMAN TUTIAKOFF: Oh.

36
37 MR. SQUARTSOFF: So I was just wondering
38 who did that and how they do it.

39
40 CHAIRMAN TUTIAKOFF: Any more comments or
41 questions for.....

42
43 (No audible responses)

44
45 CHAIRMAN TUTIAKOFF: Okay, thank you, Rick.

46
47 MR. POETTER: Thank you, Mr. Chairman.

48
49 CHAIRMAN TUTIAKOFF: We have Kodiak
50 National Wildlife Refuge, Robert Stovall.

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1 MR. STOVALL: Hi, this is Robert Stovall of
2 the Kodiak National Wildlife Refuge. And I'm not sure if
3 Cliff had a chance to include in your packets the agency
4 report that I had typed up, but if he hasn't, I'll make
5 sure that we get copies to all of you folks.

6
7 First thing, I'll just go on what's been going on,
8 ongoing biological surveys and studies and inventories that
9 have been going on at the refuge. The brown bear we
10 usually complete intensive aerial surveys, they are used as
11 a population density indicator and they're completed
12 annually in different areas. This year they weren't
13 completed because of the lateness of the arrival of spring,
14 basically. The results would not have been comparable to
15 other years due to the lateness and it was decided not to
16 complete them this year. They were completed last year and
17 the survey results indicate or estimate a population of
18 about 27 to 2,900 bears on Kodiak Island areas.

19
20 Also completed, we did complete the stream surveys
21 this year again and we include about most of the major
22 river systems on the island. That includes the Thumb,
23 O'Malley and Karluk Lake area, Sturgeon, Humpy Creek on --
24 in the Aliulik Peninsula, Dog Salmon and then around the
25 Red River and Red Lake area, Connecticut and Pinnell
26 Creeks.

27
28 The next major surveys and studies that are being
29 done on the refuge include waterfowl and seabirds, where
30 we've completed more -- another year of costal surveys on
31 the east side of the island and some more banding of
32 harlequin ducks on that side, and on the west side. We're
33 starting to slowly get band returns back. I think -- I
34 will try and get summary of that for the next meeting, see
35 what kind of band returns we're getting the birds taken and
36 harvested from.

37
38 We've completed the third year of waterfowl
39 production surveys in the Olga Flats area. This year was,
40 once again, driven by weather, we had a very, very low
41 count in that area that we surveyed this year and, once
42 again, it's probably dealt with a lack of dense nesting
43 cover for the area. And that lack of dense nesting cover
44 was, once again, a factor of the amount of -- the timing of
45 the spring snow melt. It just occurred a lot later than it
46 has been in the last eight years.

47
48 We did complete seabird winter surveys again this
49 year and they're completed annually, using the refuge boat,
50 in February and 1999, just some highlights, we had high

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1 Pacific loon and grebe numbers were observed.

2

3 Bald eagles nesting a production aerial surveys are
4 completed annually, refuge-wide every five years. Last
5 refuge-wide survey was completed in 1997 and there's
6 approximately about 530 active nests that were found.

7

8 And then annually our stratified random plot
9 surveys are completed and for this year we had high nesting
10 effort in the plot survey areas, however, the nesting
11 success was much lower in some plots with fledgling
12 production about the same. Essentially there was a lot of
13 nesting effort. The success of the nest were lower, but
14 the amount of fledglings that did occur was about the same
15 as last year.

16

17 This is the first year that the Karluk Lake area
18 was frozen during the spring surveys, since we've been
19 keeping records. And with that there was no nesting
20 success in the Karluk Lake area.

21

22 For fisheries we're doing -- we completed the
23 aerial index stream surveys, concentrating on the chum,
24 coho and minor sockeye salmon systems, refuge-wide. This
25 year -- this is the second year that we had the sturgeon
26 weir open and running. We counted 71,610 chum salmon and
27 477 steelhead through the weir this year. We ran the weir
28 from May 26th through July 24th, and we'll probably continue
29 running it for the next couple of years.

30

31 And analysis had been done of the spawning habitat
32 in the Sturgeon River and suggested that the escapement
33 range of 27 to 4,200 fish -- suggested that the escapement
34 goal should be between 2,700 and 4,200 fish instead of the
35 present current goal of 50,000 to 150,000.

36

37 Non-lethal genetic sampling is ongoing still, with
38 steelhead and chinook samples taken on Karluk, Ayakulik and
39 Sturgeon Rivers. The preliminary results from 1998, when
40 they were completed then, indicate significant difference
41 in populations between these river systems. Sockeye and
42 additional chinook and steelhead genetic sampling continued
43 this year as part of the stock classification process and
44 all major river systems are to be sampled during this
45 process.

46

47 The next thing I want to discuss is Sitka black-
48 tail deer and elk populations. For those who would like to
49 know, we had a very high winter mortality this year
50 compared to the last eight years on Kodiak. We did surveys

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1 in our five core areas of Olga Bay, north and south of
2 chief cove areas, East Arm Uganik and Uganik Island. In
3 addition to those areas we surveyed North Sitkalidak Strait
4 area and up in Afognak Island, the Blue Fox Bay area. So
5 we had a pretty good sampling of all the habitat types
6 where the deer are occurring on Kodiak Island.

8 The average number of carcasses per kilometer for
9 all the ground survey areas were 5.3 carcasses per liner
10 kilometer in 1999 and that was the highest density since
11 1992 when we had 7.3 carcasses per kilometer. And that
12 compares to last year's carcass count of 1.1 carcasses per
13 liner kilometer. It was a substantial increase from the
14 previous year and approaching what was the highest recorded
15 so far.

17 To supplement our ground surveys we've completed
18 aerial hair pile surveys also and we fly those surveys
19 using the refuge Scout or survey plane and fly along the
20 coastline at about 150 to 300 altitude and the hair pile
21 appear like white dots, and it just give us an indication
22 of -- and gives us more area to cover when doing the
23 mortality surveys.

25 We counted over 400 hair piles this year, for about
26 1.3 hair pile per kilometer flown. That's compared to last
27 year number where we had .9 hair pile per kilometer flown.
28 An increase, obviously.

30 We also -- we continue to do deer winter brow
31 surveys in all the wintering areas that we do ground counts
32 at. We have now included all the areas that we do -- that
33 we consider the core areas. And I haven't got any final
34 figures for that and I don't want to give any figures as to
35 what the brows happened until I had a definite amount.
36 This will be the third year of doing it and it's finally
37 getting to a point where we can start comparing between
38 years and looking at the amount of carcasses and trying to
39 make a determination or correlate the number of carcasses
40 with the number of brows that's being utilized. And we've
41 now got brow surveys in all of the major habitat types, so
42 that's a very good start of looking at the overall browsing
43 that going on for the whole island and that they're doing.

45 The designated hunter program last year had 38
46 subsistence hunters participated and that's about --
47 getting to be about an average number of people who are
48 utilizing the designated hunter permits to hunt for other
49 folks. And they average about three deer being taken for
50 those hunters.

00050

1 In the first -- okay. The first regulatory year
2 for the subsistence brown bear hunt in 1997-98, six hunters
3 from three villages participated, Akhiok, Larsen Bay and
4 Old Harbor. During that season they harvested from the
5 first season, September 1 through 15th, they harvested two
6 bears and in the spring season they harvested three bears.
7 Last year only one bear was harvested for the Federal
8 subsistence brown bear hunt and that bear was harvested in
9 the Larsen Bay area. We had five hunters participating,
10 two from Old Harbor and three from Larsen Bay and only one
11 bear was harvested.

12
13 A total of 16 Federal registration elk permits had
14 been issued this year for the -- primarily for the early
15 hunt, but those permits are good for the whole subsistence
16 season -- the whole season, which is November 30th, unless
17 closed due to emergency closure. I hadn't received any
18 hunter reports as to what kind of success they were having
19 or not. Last year there were no elk harvested during the
20 Federal subsistence season or there was none reported.

21
22 Let's see here. The refuge manager and I held a
23 series of public meetings throughout all of the villages,
24 except of Karluk this year. And at those meetings we
25 discussed the refuge's Comprehensive Management Plan, the
26 updating that is occurring with that and changes in sport
27 fish guiding regulations that are also occurring.

28
29 The regional office staff from the Migratory Birds
30 attended three of these meetings and provided information
31 on changes to the Migratory Bird Treaty Act, which would
32 allow for a spring and summer subsistence waterfowl
33 harvest. These meetings were well attended, which is real
34 good, and public comment was taken at all these meetings.

35
36 This year we wrote and implemented a waterfowl
37 migratory bird harvest survey plan. These surveys will
38 gather baseline data for development of regulations which
39 will allow the legal spring and summer subsistence hunting
40 of waterfowl and collection of migratory bird parts, i.e.,
41 eggging. A resident from each of the six villages has been
42 selected and contacted to complete the surveys and are
43 working with the refuge subsistence coordinator and myself
44 to compile this information.

45
46 The survey is set up in three time periods, the
47 time periods that have been completed so far are March 11th
48 through May 20th and then May 21st through August 31st and
49 then September 1 through March 10th. Only gotten
50 information or survey sheets back from three of our

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1 surveyors so far, from the villages of Port Lions, Ouzinkie
2 and Karluk, and I'm hope to get, at least, information from
3 each of the villages by the end of this month for the first
4 two time periods. By the end of October, I mean.

5
6 This was the fourth year we had the Kodiak Summer
7 Science Salmon Camp and despite funding cuts from regional
8 office, we still had a very successful salmon camp this
9 year, it worked out really well. I think the energy that's
10 being put into this summer science camp is well worth out
11 while in the community of Kodiak. We bring in folks from
12 -- we bring in kids from all the villages to participate
13 and it's working out really well.

14
15 And for land acquisition, small parcel purchases
16 are continuing. The final large parcel payments have --
17 and acquisitions occurred in 1998 and the conservation
18 easements for Akhiok-Kaguyak went into effect in October
19 1997 and negotiations with Koniag continues for the
20 purchase of the Upper Karluk River and Sturgeon River
21 tracts. And presently there is a conservation easement on
22 those lands with Koniag.

23
24 And I've included in this packet, this information
25 report, tables on the mortality surveys for deer that we've
26 done over the last -- since 1992. And what I'll do is I'll
27 go ahead and give the overview for deer and elk, Larry Van
28 Daele and Alaska Department of Fish and Game, I'll go ahead
29 and read this.

30
31 Deer populations are considerably lower than in
32 previous years due to last winter's die-off. We estimate
33 that at least 30 percent of the population died, with no
34 areas of the archipelago being spared. And I just want to
35 emphasize that this is an estimate, because we don't know
36 what the population was before the die-off and we don't
37 know the total numbers of the die-off, so it can only be an
38 estimate, and I just wanted to let you folks know there's
39 no way that we can give an actual number of the die-off.

40
41 The deer are still around, but bucks are going to
42 be hard to come by this season. Larry plans to keep the
43 State seasons and bags as they are published in the
44 regulation book for this year. He thinks that it will be
45 beneficial to the vegetation, and the long-term health of
46 the deer population to keep deer populations somewhat
47 depressed for a few years. We can consider reduced bag
48 limits during the next scheduled Board of Game cycle,
49 spring of 2001, if necessary. If, however, there is a
50 significant snowfall in November or December, and that's

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1 this year, I would assume, and deer are forced onto the
2 beaches in large numbers, he may considered issuing an
3 Emergency Order closing a portion of the December season.
4 If this happens, he will be in close communication with the
5 Refuge and discuss any impacts of such a closure on Federal
6 subsistence season, and the impact of keeping the
7 subsistence season through January if it would adversely
8 affect the deer population.

9
10 We've discussed this with Larry and the chances of
11 that happening are pretty slim, but it's an option that he
12 wanted to keep open. There probably wouldn't be any change
13 on the refuge, the system -- we would probably allow
14 hunting to continue through January for the subsistence
15 users, residents of GMU 8.

16
17 For elk Larry wrote: In spite of excellent survey
18 conditions during three separate flights, he was only
19 finding half of the expected number of elk on Raspberry
20 Island and in the Southwest Afognak Island, the Malina
21 herd. In 1997 there were about 200 elk on Raspberry and
22 they had heard reports of winter kill in '97-98, but did
23 not get a good count in 1998. Hunters reported fewer elk
24 than anticipated during the 1998 season. The winter of
25 1998-99 was severe, and although elk fared better than
26 deer, there was still some loss. This fall we are
27 consistently finding less than 100 elk, high count was 78,
28 and there is a chance that a portion of the heard made an
29 unprecedented move to the east end of the island which is
30 heavily timbered, but he doubts it. I am reluctant to
31 curtail the season because it is administered by drawing
32 permits. However, that may be necessary. Last year's
33 harvest was about 30 elk, so if we have a similar harvest
34 this season we'd be talking about 40 percent of the herd
35 would be harvested.

36
37 The Malina herd was estimated to contain 320 elk in
38 1997, and again we did not get a good survey in 1998. This
39 year it looks like we have 175 elk in that herd. The herd
40 lives on an open peninsula and that is the most accessible
41 area that is not included in the Native land that now
42 requires access permit of \$200 for local elk hunters and
43 \$625 for non-local. Consequently, the herd is going to get
44 an incredible amount of pressure and he's contemplating
45 letting the harvest go to about 26 elk, that's 15 percent
46 harvest, and shutting it down by Emergency Order. This,
47 too, is a drawing hunt, but the permit is good for all of
48 South and East Afognak and the Emergency Order would only
49 shut down a portion of the area, the Malina Peninsula. We
50 are still surveying the other herds onto the island. The

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1 Waterfall, Marka Lake and Afognak Lake herds seem to be
2 doing well, and we will have an allowable harvest of about
3 20 elk per herd. The Waterfall herd is the one that
4 usually is on the refuge portions of the lands. Haven't
5 been able to catch the other herds in the open yet, so
6 they're still trying to get a good count on them.

7
8 They put on 16 new radio collars on elk in June of
9 1999, on elk and they were distributed into all the major
10 herds, and Raspberry Island. Four of the collars included
11 a new GPS recording unit which stores locations on an on-
12 board computer several times a day. And when they remove
13 the collars they should be able to download this
14 information and track the movements of these elk very
15 closely. That particular collaring effort was partially
16 paid for by the Rocky Mountain Elk Foundation.

17
18 I think that's all I wanted to mention. Are there
19 any questions?

20
21 CHAIRMAN TUTIAKOFF: Al.

22
23 MR. CRATTY: I have one for you, Robert.
24 On the Migratory Bird Treaty, on the spring and summer
25 subsistence waterfowl harvest, are there people showing
26 that they harvest the birds in spring and summer, I think
27 it's mostly fall and winter in Kodiak.

28
29 MR. STOVALL: So far the surveys we've been
30 getting back from Port Lions and Ouzinkie, the answer is,
31 yes, there is no harvest occurring in the spring and
32 summertime.

33
34 MR. CRATTY: Well, are they going to do a
35 survey of what's going on in the fall and the winter?

36
37 MR. STOVALL: Yes.

38
39 MR. CRATTY: Oh, okay.

40
41 MR. STOVALL: They'll probably ask those
42 questions at the end of the actual hunting season, and I
43 think that's in March.

44
45 MR. CRATTY: Uh-huh.

46
47 CHAIRMAN TUTIAKOFF: Any more comments?

48
49 MR. SQUARTSOFF: I have a question also on
50 the waterfowl/seabirds. You have here that seabird winter

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1 survey status is stable, but I -- you know, I live out in
2 Port Lions by Whale Pass and I really believe that the sea
3 ducks are on the decline. And I'd like to request that --
4 I don't know who would have to do it, but somebody do a
5 survey on the scoters and king eiders and on the macowri
6 (ph) or whatever from the boat crab lights.

7
8 MR. STOVALL: Say again.

9
10 MR. SQUARTSOFF: From the lights on boats,
11 a lot of birds -- you talk to people on fishing boats and a
12 lot of birds are hitting these lights at night.

13
14 MR. STOVALL: Uh-huh.

15
16 MR. SQUARTSOFF: A lot of seabirds.

17
18 MR. STOVALL: You want us to try and survey
19 that?

20
21 MR. SQUARTSOFF: I'd like to -- yeah, if we
22 can do some kind of survey and find out exactly what
23 numbers are being. I don't want to start a fight with the
24 big crab boats, but I mean, I -- especially during
25 migration time when they're going south or north, I really
26 believe a lot of seabirds are being taken or killed and
27 wasted that way.

28
29 MR. ALLEN: And geese too.

30
31 MR. SQUARTSOFF: Geese too?

32
33 MR. ALLEN: I heard guys talking about the
34 cacklers and stuff crashing in and.....

35
36 MR. SQUARTSOFF: So all migratory birds, I
37 guess.

38
39 MR. STOVALL: Seabirds?

40 MR. SQUARTSOFF: My concern is the sea
41 ducks around Kodiak.

42
43 MR. STOVALL: Uh-huh.

44
45 MR. SQUARTSOFF: I really believe there's a
46 decline, but I think something can be worked out or find
47 out that where certain times of the year, maybe, they can
48 travel with their lights off. I don't know if that's
49 possible or what.

50

00055

1 MR. STOVALL: Yeah.

2

3 MR. SQUARTSOFF: But there's definitely, I
4 know, you talk to a lot of fishermen, they'll tell you
5 about the birds.

6

7 MR. STOVALL: Probably the best way to
8 handle something like that would be to come up with a
9 questionnaire that.....

10

11 CHAIRMAN TUTIAKOFF: Survey.

12

13 MR. STOVALL:each fishing boat can
14 have on board and when they have those loss.....

15

16 MR. SQUARTSOFF: I mean, don't they have
17 observers on certain types of boats?

18

19 MR. STOVALL: Yeah, on certain types.

20

21 MR. SQUARTSOFF: Crabbers and whatever,
22 maybe they have some kind of a report or they may have in
23 their reports.

24

25 MR. STOVALL: Probably could check.....

26

27 MR. SQUARTSOFF: But I really feel it needs
28 to be looked into before it's too late and we're saying, oh
29 no, there's no more seabirds, you can't hunt any more.

30

31 MR. STOVALL: Okay. Yeah, we can try and
32 take a look at that. We do have -- the seabird surveys do
33 keep track of wintertime numbers on the west and east side
34 when Denny does the transects, so we have a -- and we've
35 been doing those surveys for about, oh, over 20 years now,
36 almost 20 years.

37

38 MR. SQUARTSOFF: But you have stable here.

39

40 MR. STOVALL: Yeah.

41

42 CHAIRMAN TUTIAKOFF: Yeah, you're showing
43 shoreline surveys. I think what he's asking for is the
44 (indiscernible) rate mortality.....

45

46 MR. SQUARTSOFF: Yeah.

47

48 CHAIRMAN TUTIAKOFF:that people are
49 reporting it, but we don't know what the numbers are.

50

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1 MR. STOVALL: Right, right. And we all
2 know you report it to us, we're not getting those reports
3 in.

4
5 CHAIRMAN TUTIAKOFF: Okay, Robert, so you
6 will try and get something for us to.....

7
8 MR. STOVALL: We will try to find some --
9 try and come up with some information on that.

10
11 CHAIRMAN TUTIAKOFF: Some kind of a
12 monitoring system.

13
14 MR. SQUARTSOFF: Okay. Thank you.

15
16 CHAIRMAN TUTIAKOFF: Any more comments or
17 questions for Kodiak?

18
19 MR. SQUARTSOFF: No, I just -- oh, I have
20 one more.

21
22 CHAIRMAN TUTIAKOFF: Yeah.

23
24 MR. SQUARTSOFF: I have on the elk, I got
25 from Larry just before I left Kodiak on the numbers of elk
26 he's going to allow to be harvested this year. In
27 comparison with last year, you know, the allowed 170 elk
28 last year and this year it's dropping down to 131. Melina
29 Lake is down to 26, Afognak Lake is down to 23. I don't
30 what I did with it, I had it what they were last year, but
31 there's quite a difference in the change in some of these
32 bigger areas, but the total is going to be 131 this year,
33 so it's quite a drop from last year.

34
35 MR. STOVALL: Does he mention anything
36 about the Waterfall herd?

37
38 MR. SQUARTSOFF: The Waterfall is down to
39 23, I think it was, like, 40 last year taken there. So --
40 and that's another thing, like I said before this on that
41 subsistence fees [sic], it opens for registration and these
42 people are able to drive right up to the area.

43
44 MR. STOVALL: Uh-huh.

45
46 MR. SQUARTSOFF: So there was a lot of elk
47 taken there.

48
49 MR. STOVALL: (Indiscernible - traffic
50 sounds)

00057

1 MR. SQUARTSOFF: So if open -- yeah, if we
2 can get subsistence into that area, then it would be the
3 same.

4
5 MR. STOVALL: Removing the marine
6 restriction?

7
8 MR. SQUARTSOFF: Uh-huh. Yeah, these are
9 the numbers he's going to use as a guideline for this
10 hunting season.

11
12 MR. STOVALL: Okay.

13
14 MR. SQUARTSOFF: Yeah, with Duck Mountain
15 and Seal Bay both going down to 15 this year. Portage Lake
16 is 10 and Portage usually has a pretty good size herd, but
17 he's going to allow 10 taken there this year.

18
19 CHAIRMAN TUTIAKOFF: Any more, Pete? Any
20 more comments?

21
22 (No audible responses)

23
24 CHAIRMAN TUTIAKOFF: Well, thank you,
25 Robert.

26
27 With this, we'll entertain the Board's decision at
28 this time for a request for lunch break. We'll recess
29 until 1:00 p.m. We're in recess for lunch break. Thank
30 you.

31
32 (Off record)

33
34 (On record)

35
36 CHAIRMAN TUTIAKOFF: Call the meeting back
37 to order. Just a reminder, we have public comments opened
38 whenever there is a public comment to be taken, and we'll
39 address that to continue the comment period.

40
41 At this time we are on Item 9C, Alaska Department
42 of Fish and Game. Len and Arnie, I guess.

43
44 MR. SCHWARZ: Mr. Chairman, my name is Len
45 Schwarz, I'm the area biologist for the Sportfish Division
46 and my area is Kodiak and the Alaska Peninsula and the
47 Aleutians, and I don't really have a formal report for you.
48 As an area management biologist my main role is to just
49 attend these meetings and learn the Federal process as well
50 as to provide any resource information that I might have

00058

1 that this committee would like to know. And, as you
2 recall, last time we met in Port Lions, Mark Olsen brought
3 up the issue of subsistence fishing in front of the Buskin
4 River, which is located in Kodiak, and at that time we
5 didn't know if we were going to have funds to operate the
6 weir.

7
8 The Sportfish Division that operated the weir since
9 1985 and we're funded strictly by the sales of sportfishing
10 license, and for the last two years people are buying less
11 license so our revenue is going down. And one of the
12 projects we had to drop was counting fish through the
13 Buskin. And I told you, at that time, we wouldn't be able
14 to operate weir for sockeye, we would continue to operate
15 it for coho in the Buskin.

16
17 And just to give you a brief update on what
18 happened, Commercial Fisheries Division found some funds to
19 operate the weir last year. Again, I work for Sportfish
20 Division. And I got a list here, there's about 12 weirs
21 that we operate on Kodiak Island and if you add up the
22 sockeye escapement this year, it was about 2.8 million
23 sockeye from these systems that got counted in these
24 systems. The commercial harvest was about 4,000,000 reds.
25 And just to give you a perspective, the sport harvest
26 around the entire Kodiak Island is about 5,000 sockeye, so
27 that's something to try to keep in perspective. The
28 commercial harvest, again, is 4,000,000, the escapement is
29 almost 3,000,000 sockeye, that's 7,000,000 and the sport
30 harvest is about 5,000.

31
32 MR. SQUARTSOFF: Is the including
33 subsistence, you mean sport?

34
35 MR. SCHWARZ: No, that's just rod and reel,
36 5,000. Now, the funny thing is, having said that, we got
37 these dozen weirs, we counted over 3,000,000, it just so
38 happens that the Buskin is one of the smallest sockeye
39 systems on Kodiak Island, and it's right there where
40 everybody lives. We like to get a minimum of 8,000 fish
41 through the weir there and we -- and, again, you can see
42 that we've been operating it since 1985 and we get that,
43 but just barely.

44
45 This year commercial fisheries operated it and we
46 counted 10,800 sockeye, so we did get our escapement. The
47 Subsistence harvest occurs right out in front, it gets
48 about 5,000 sockeye, are harvested by the nets, and again
49 that's in the Alaska Maritime Refuge, so that is on Federal
50 waters. And the sport harvest is about 2,000. So island-

00059

1 wide we get about 5,000 fish, sockeye, harvested rod and
2 reel island-wide, but only 2,000 -- I mean 2,000 of them
3 come from the Buskin, so that's because everyone lives
4 right there in town.

5
6 So this committee sent a letter to Jay Bellinger
7 from the Kodiak National Wildlife Refuge, and that's in
8 your book under Tab I, I think. And he forwarded it on to
9 the Subsistence Office asking if they could provide funding
10 to operate that weir since it is important to the
11 subsistence fishery.

12
13 I might also add that the Buskin is so small that
14 the commercial fishery isn't allowed to operate around
15 Chiniak Bay when that run is going on. I'm mentioned that
16 the harvest was 4,000,000 sockeye, but that's not in
17 Chiniak Bay, it's not opened to commercial. The people
18 that are harvesting those fish are subsistence net
19 fishermen and get about 5,000, sport fishermen get about
20 2,000.

21
22 So, anyway, from where I know now is commercial
23 fisheries, we used to have three people running that weir
24 and I was doing extensive research on it to make sure our
25 escapement goal of 8,000 was correct. I have a gut feeling
26 that the Buskin could produce a lot more fish than it is
27 and I want to make sure that escapement goal is correct.
28 We were taking scales from the subsistence fishery, sport
29 fishery and the escapement to study this, but our project
30 got cut. Commercial Fisheries Division hired one person,
31 they quit taking all the scales and everything and alls
32 they did was count fish. So we got our escapement.

33
34 Next year, Arnie's told that Commercial Fisheries
35 got another budget cut, they get budget cuts -- I think you
36 guys have got budget cuts every year for the last five
37 years or so.

38
39 MR. SHAUL: I think that's correct.

40
41 MR. SCHWARZ: And so, again, we operate
42 these 12 weirs, but the Buskin is a minor system, it only
43 gets about 8,000 and these weirs counted almost 3,000,000.
44 So you have to run your big weirs first, Karluk, Ayakulik,
45 all these other systems.

46
47 So that's about where it's at. I don't know if
48 Commercial Fisheries is going to be able to pick up
49 counting the sockeye into Buskin again, but there has been
50 that letter submitted to the Subsistence Office about

00060

1 possible helping with funding.

2

3 And, Mr. Chairman, that's all I have, unless
4 there's other members on your Council that have some
5 specific questions related to sport fisheries that I could
6 address.

7

8 CHAIRMAN TUTIAKOFF: Okay. Thank you. Al.

9

10 MR. CRATTY: I was wondering what the
11 borough tax on the salmon fishery, is there a way you can
12 get the funding out of that to go ahead and keep that weir
13 going because of how important it is for the people around
14 Kodiak?

15

16 MR. SCHWARZ: I haven't pursued funds --
17 Mr. Chairman, I haven't pursued funding through the
18 borough. I suppose that's an option, you know, that I can
19 look into and in the past Jerome Selby was real supportive
20 of things that we did, and he's no longer there, but I
21 could talk to the new person. It costs about \$30,000 to
22 operate that weir for sockeye, if you have three people
23 doing it. If you only have one person doing it, it's less.
24 And then, at least -- if you can, at least, count the fish,
25 that's the main thing, so even if we could get one person
26 to do it, you know, you're talking about \$10,000 because we
27 already have the weir.

28

29 MR. CRATTY: Uh-huh.

30

31 CHAIRMAN TUTIAKOFF: Any more question?
32 Any questions regarding the fisheries issues ADF&G might
33 have, other than the Buskin and the other weirs?

34

35 (No audible responses)

36

37 CHAIRMAN TUTIAKOFF: No? Any comments?

38

39 (No audible responses)

40

41 CHAIRMAN TUTIAKOFF: Okay, thank you.

42

43 MR. SCHWARZ: Mr. Chairman, Arnie does.....

44

45 CHAIRMAN TUTIAKOFF: Arnie.

46

47 MR. SCHWARZ:commercial fish.

48

49 CHAIRMAN TUTIAKOFF: Okay.

50

00061

1 MR. SHAUL: Yeah, Mr. Chairman, I don't
2 have too much to pass on, except on this area we've had a
3 total commercial catch this year of about 8.4 million pinks
4 on the south peninsula and sockeye catch on the south
5 peninsula is about 3,000,000, the north peninsula is about
6 1.7 which south peninsula catch about 172,000 cohos and the
7 north peninsula is about the weakest coho catch we've had
8 since late '70s there, it's around 40 -- about 50,000, I
9 think, right now and it's -- and chums about 50,000 north
10 peninsula, about 750,000 the south peninsula. Our weirs
11 reached or exceeded escapement goals in all four systems,
12 we have weirs at now is Bear River, Nelson Lagoon, Sandy
13 River in Ilnik, we lost funding the Thin Point and middle
14 of (indiscernible - cough) projects. We didn't have any
15 fishery, commercially, out in Unalaska, this year, it
16 usually doesn't have much of pink salmon run in odd years
17 there, occasionally it does in Unalaska Bay, but we haven't
18 had fish there for quite a while.

19
20 Is there any questions?

21
22 CHAIRMAN TUTIAKOFF: Any questions from the
23 Council members?

24
25 MR. FOSTER: I have.....

26
27 CHAIRMAN TUTIAKOFF: John.

28
29 MR. FOSTER: What's your final numbers on
30 the Orsinski?

31
32 MR. SHAUL: About 15,000.

33
34 MR. FOSTER: Fifteen thousand.

35
36 MR. SHAUL: Yeah, there was -- actually,
37 you know, there was fish still coming in after the weir was
38 pulled, and that last aerial survey that was done there, we
39 came up with about 15,000 and that's happened once before,
40 there's quite a few fish come in after the weir is pulled
41 there.

42
43 MR. FOSTER: Yeah.

44
45 MR. SHAUL: Reds escapements were down this
46 year, generally their runs are in this area were -- for
47 Thin Point, aerial surveys here, it looks like we ended up
48 with a pretty good escapement over there. We were worried
49 about it for quite a while, it was a week run, but I think
50 we ended up with a decent escapement. The Middle Lagoon,

00062

1 still doing surveys on that, it's over here, a couple weeks
2 apart this time of year, add those up afterwards.
3 Generally the red runs themselves have been down this year.

4
5 MR. FOSTER: You guys, you still don't do
6 any coho surveys?

7
8 MR. SHAUL: We do a few at Thin Point. The
9 ones around close here, actually -- yeah -- we had a -- one
10 place did have a record sockeye, I forget, it was Canoe
11 Bay, I think about the best sockeye escapement we had in
12 there, estimated 11,000 there and, you know tremendous pink
13 and chum escapements too. It was about -- I saw about
14 5,000 coho over there here a while back and that was the
15 most we had ever seen in there before, but we just looked
16 at that one and look at the Sapsuk River every year there,
17 that one and, you know, some of the ones on the north side.
18 South side was just Canoe Bay, one of the streams over at
19 Long John Lagoon had a few in it and Thin Point, a fairly
20 decent number in there.

21
22 On the north side Nelson Lagoon had the weakest
23 coho run that they had there for a long time and these --
24 or escapement goal in the Sapsuk River is 20,000 and I
25 estimated we had 16,000 there this year and Ilnik, I think
26 we estimated, I think, 15,500 against 20,000 goal there.
27 And you get up farther north -- the Meshik had a real good
28 escapement and Cinder River was so-so, but those are the
29 only systems we've looked at.

30
31 MR. FOSTER: You guys have any theories yet
32 on what happened to the cohos this year?

33
34 MR. SHAUL: I think what happened, the
35 same with the king run is down, that there was a feed
36 problem in the oceans, there were a lot smaller than
37 normal. Out there at Sand Point they were sampling some
38 and they were finding some that were only two or three
39 pounds and seiners were bring them in way back in July and
40 it looks like there's something, a feed problem in the
41 ocean this year that's causing it.

42
43 MR. FOSTER: Okay. Thank you.

44
45 MR. GUNDERSON: When was the last survey
46 done up on (indiscernible -- simultaneous speech).....

47
48 MR. SHAUL: September.

49
50 MR. GUNDERSON:system and the -- when

00063

1 I saw you out there a couple of weeks ago or so?

2

3 MR. SHAUL: Yeah, September 20th.

4

5 MR. GUNDERSON: Okay. There have been
6 several people doing some subsistence fishing there and
7 they've have been -- they're still running through there
8 fairly consistent, but I don't know what the numbers are.

9

10 MR. SHAUL: Yeah, I think there's another
11 run up there, it goes someplace -- they may, you know, a
12 lot of those -- it happens every year it seems like, you
13 know, later on people get into subsistence fish down there
14 and maybe they go into the Davids and the Caribou and work
15 that at a later time or.....

16

17 MR. GUNDERSON: Yeah, I know they do
18 disperse and go into all the different systems up there,
19 but I don't really know how strong each one of those runs
20 are, no one's really worked them, so they don't really know
21 what those numbers really are.

22

23 MR. SHAUL: It's too murky to see them
24 there. The Davids and the Caribou we got some really good
25 rearing habitat for coho and it wouldn't surprise me if a
26 lot of fish go in there.

27

28 MR. GUNDERSON: Uh-huh. What was the total
29 escapement numbers for the Bear then?

30

31 MR. SHAUL: It was at the end there, you
32 know, have to make a guess, and there's still fish coming
33 through in September. We had -- I think the figure we came
34 up with is -- the final figure is 350,000.

35

36 CHAIRMAN TUTIAKOFF: Comments? Questions?

37

38 (No audible responses)

39

40 CHAIRMAN TUTIAKOFF: Okay, thank you,
41 Arnie, Len.

42

43 Next item is the Federal Subsistence Board meeting
44 of May 3rd. There's a letter in there regarding that
45 meeting and actions taken by the Federal Subsistence Board.
46 Proposal 28 and Proposal 29, the two proposals we had on
47 the -- before the Board at the time were passed. Also part
48 of this meeting they appointed a fisheries, what am I
49 trying to say, not necessarily a Fisheries Committee, but a
50 Fisheries Coalition type to deal with the issue of

00064

1 fisheries in Alaska, pending the State's non-compliance of
2 rural designation for subsistence. We do not have a member
3 to that Fishery Council. I was at the meeting representing
4 the Chair and the Chair of the Federal Subsistence Board,
5 Mitch Demientieff appointed Bill -- what's his last name?

6
7 MS. MASON: Thomas.

8
9 CHAIRMAN TUTIAKOFF: Bill Thomas, the Chair
10 of all the Chairs, I guess.

11
12 MS. MASON: Yeah, that's Bill Thomas.

13
14 CHAIRMAN TUTIAKOFF: Yeah, and he was put
15 in the position of having to select the various Chairs to
16 be part of the committee to look into the fisheries
17 development program. He appointed three from -- well, two
18 from Bristol Bay -- one from Bristol Bay region and was
19 there two from North.....

20
21 MR. EDENSHAW: Mr. Chairman, there was Dan
22 O'Hara from Bristol Bay.....

23
24 CHAIRMAN TUTIAKOFF: Yeah.

25
26 MR. EDENSHAW:Willie Goodwin from
27 Northwest and there was an alternate.

28
29 CHAIRMAN TUTIAKOFF: Right. Okay. They
30 were selected to be part of the State and Federal
31 Management Team to draw up the Fisheries Plan regulations
32 and how they're going to incorporate management of the
33 fisheries. This is going to be -- I understand they have
34 some draft -- a draft paper that came out about three weeks
35 ago originally? Draft regulations were being put together.
36 What I've read of it and what I've seen of it, they
37 basically adopted across the board the State regulations.
38 Where there would be a conflict, of course, the subsistence
39 rule would take into effect under Federal property --
40 Federal lands and waters.

41
42 Other than that, the Federal Subsistence Board did
43 pass, as I mentioned, 28 and 29 proposal, so that was the
44 meeting that they had in May.

45
46 Any questions?

47
48 (No audible responses)

49
50 CHAIRMAN TUTIAKOFF: If not.....

00065

1 MS. TRUMBLE: Mr. Chair, excuse me.

2
3 CHAIRMAN TUTIAKOFF: Della.

4
5 MS. TRUMBLE: Cliff, you mentioned there's
6 an alternate appointed to this Board, do you know who that
7 is and where they're from?

8
9 MS. FOX: Ronald Sam.

10
11 MR. EDENSHAW: Ronald Sam.

12
13 MS. FOX: Western Interior?

14
15 MS. MASON: Yeah, I think he's Western
16 Interior.

17
18 MS. FOX: I thought it was Eastern.

19
20 MS. MASON: Western.

21
22 MR. EDENSHAW: And that was the Summit
23 Working Group.

24
25 CHAIRMAN TUTIAKOFF: Right.

26
27 MR. CRATTY: Is there anyway we can get
28 somebody on there from this area?

29
30 CHAIRMAN TUTIAKOFF: Well, I guess the
31 thing to do would be to approach the Chair, Mitch
32 Demientieff and ask that consideration be given to
33 Kodiak/Aleutians for a seat on the fisheries council.

34
35 MR. FOSTER: I would say we would -- since
36 we're already in the focus of everything here, we need to
37 be on that.

38
39 CHAIRMAN TUTIAKOFF: Right, we do.

40
41 MR. EDENSHAW: Mr. Chair.

42
43 CHAIRMAN TUTIAKOFF: I guess -- Cliff, go
44 ahead.

45
46 MR. EDENSHAW: Mr. Chair, maybe with the
47 Council -- before we -- here under Tab F, if we can just
48 finish up, this here was the 805 responses which addressed
49 the Board's action at the meeting this past May. And maybe
50 Peggy Fox could answer additional questions or questions

00066

1 you have of her when she does here Fisheries Implementation
2 Management Plan, when she gives her presentation here,
3 maybe at that time the Council.....

4
5 CHAIRMAN TUTIAKOFF: Can address this.

6
7 MR. EDENSHAW:would be better off
8 addressing those questions and issues towards her.....

9
10 CHAIRMAN TUTIAKOFF: Uh-huh.

11
12 MR. EDENSHAW:and in the meantime we
13 can just conclude this Tab F, which was the Federal
14 Subsistence Board. And at that time Vince, for the other
15 Council members, in Mark's absence, Vince was the Vice-
16 Chair and he attended the meeting in Anchorage and for the
17 last few years, prior to Monday, the Board meeting started
18 Monday afternoon, that Sunday evening the Chairs of all 10
19 Regional Councils met informally amongst themselves and
20 that Monday morning the Federal Subsistence Board and staff
21 met with all the Council Chairs and staff prior to the
22 Board meeting.

23
24 But I included this here under Tab F, which is just
25 required under the Title VIII of ANILCA, which is just --
26 that's under Tab F and that's what Vince was reading from
27 earlier for those of you, inside your booklets, which was
28 the action taken by the Board. And that was for
29 informational purposes only and I know some of you had some
30 questions earlier about when they were addressing
31 proposals, it describes in there what the Board action on
32 that one Proposal, 26 and the other ones on 28 and 29 that
33 were addressed in May. So under Tab F that was mainly for
34 information only.

35
36 CHAIRMAN TUTIAKOFF: Okay. Thank you. Any
37 more comments on the Item 9D?

38
39 (No audible responses)

40
41 CHAIRMAN TUTIAKOFF: None? Next item is
42 9E, Fisheries Update. Peggy Fox.

43
44 MS. FOX: Thank you, Mr. Chair, Council
45 members. Before I begin I want to go to the flip chart and
46 just briefly show you the topics I'm going to cover so you
47 can track with me.

48
49 REPORTER: Peggy, can you take that
50 microphone, please? How far away you going to be?

00067

1 MS. FOX: I'm going to be sitting there.

2
3 REPORTER: Oh, I'm sorry.

4
5 MS. FOX: I'm going to turn this around,
6 that's all.

7
8 I don't know how, I guess the Council. Here it is.
9 Okay. Again, thank you, Mr. Chair, and I'm Peggy Fox from
10 the Office of Subsistence Management, and I'm going to give
11 you an update on where the Federal government is in
12 assuming the subsistence fisheries.

13
14 On the flip chart is a list of the topics that I'm
15 going to cover, at least, for the top three-quarters of it,
16 and then we will go into more detail on two subject,
17 customary trade and the upcoming orientation session, at
18 which time I'll turn it over to Rachel and to Ida,
19 respectively.

20
21 But I'm going to briefly touch on everything about
22 that. We've been preparing to manage subsistence fisheries
23 since the Katie John decision in 1995. In the years since
24 this decision we have published an Advanced Notice of
25 Proposed Rule, a Proposed Rule, an Environmental Assessment
26 and eventually the Final Rule on January 8th, 1999. The
27 Final Rule is set to take effect Friday, October 1st, 1999,
28 subject to any legislative action that may occur between
29 now and then.

30
31 The Advanced Notice of Proposed Rule and the
32 Proposed Rule received extensive public review. We held
33 over 40 public meetings and several Regional Advisory
34 Council meetings to gather comments. Since 1995
35 implementation has been delayed three times by Congress,
36 now, we are actually ready to implement.

37
38 Since January our planning efforts have
39 intensified. In April we developed an Implementation Plan,
40 outlining 14 major issues or tasks that we needed to
41 address as we moved forward to October 1st and all of you
42 have been provided a copy of that. I don't know about the
43 new member, Joe, but there is -- there are some available
44 on the table as well, so you know what that document is.
45 And I'm basically today giving you an update on our
46 progress.

47
48 So the topics I'm going to talk about today are the
49 organizational approach, cooperative management with tribes
50 and other Native organizations, Federal/State cooperation,

00068

1 Regional Advisory Council structures, extra territorial
2 jurisdictions, customary trade, orientation for the
3 Regional Councils, the fisheries regulatory process and
4 fishery regulations for your region. Following my status
5 report on each one of these topics I'm going to pause and
6 ask for comments or questions and get, if there are any,
7 advice that the Council would like to offer as we proceed
8 with some of these topics, we certainly welcome it.

9
10 The first one I'm going to cover is organizational
11 approach. One of the more important tasks is determining
12 how the five Federal agencies are going to organize to
13 implement these regulations. And if you are looking at
14 your plan, that's issue number one. In developing budgets
15 and staffing plans we needed to define an organizational
16 approach that would encourage effective coordination
17 between the five agencies. As you well know, fisheries
18 management is far more complex than wildlife management and
19 it calls for a different approach.

20
21 We begin by looking first at how we're going to
22 organize to gather and analyze the information about
23 fisheries and harvests needed to make sound regulatory
24 decisions. The result of this exercise is what we call
25 unified resource monitoring. This approach recognizes the
26 need for the agencies to work together to identify resource
27 monitoring priorities statewide and allocate funding and
28 staff to these priorities. While staff from four of the
29 five agencies will be co-located at key field locations, we
30 will need to establish additional connections between the
31 agencies to ensure a common direction for the program.

32
33 A central office in the Fish and Wildlife Service,
34 which is separate from the Office of Subsistence
35 Management, is being created to coordinate the resource
36 monitoring aspect of the fisheries program. This office
37 will be required to provide the most up to date information
38 possible in fast moving situation, such as in-season
39 management in managing fisheries.

40
41 The administration of the program will remain
42 primarily with the Office of Subsistence Management. The
43 staff will be enlarged with fisheries biologists and
44 administrative staff to ensure adequate technical support
45 for the Regional Advisory Councils and for the Board. Some
46 of the field staff will also be delegated decision-making
47 responsibility for regulating fisheries in-season.

48
49 And that concludes my update on this topic, and I'd
50 like to pause for any questions or comments on how we plan

00069

1 to organize.

2

3 CHAIRMAN TUTIAKOFF: The allocation of
4 \$1,000,000 for the scheduled time of June 1, '99 to October
5 '99, has that been -- the 10 million, has the been
6 allocated out or budgeted already? It's says here it's
7 October '99.

8

9 MS. FOX: Yes, a letter is in draft right
10 now to be submitted to the Secretaries that allocates the
11 money to all the agencies. Of course, nothing would
12 happened October 1st if the State did pass a suitable
13 resolution, but it has been allocated and it's about ready
14 to go to the Secretaries.

15

16 MR. CRATTY: Excuse me, do we have a copy
17 of what you just read?

18

19 MS. FOX: No, but I can.....

20

21 MR. CRATTY: Can we get a copy, please?

22

23 MS. FOX: I got my notes all over it, but I
24 can go back and retype it and then send it to you if you'd
25 like?

26

27 MR. CRATTY: Yeah.

28

29 MS. FOX: Okay, I'll do that.

30

31 MR. CRATTY: Thank you.

32

33 MS. FOX: Uh-huh.

34

35 MR. GUNDERSON: These numbers that you're
36 talking about for allocation and stuff, is that all going
37 to be based on the State numbers for, like, the escapement
38 values or how is this getting -- well, I'm getting ahead of
39 myself here. How is this going to be administered? I
40 mean, are there going to be run off the same numbers that
41 Arnie and Len and them have been working with for
42 escapement goals and management and things like that
43 or.....

44

45 MS. FOX: We're going to be working with
46 the existing Fisheries Management Plans and the goals that
47 are in there. Certainly as we launch into the area of
48 fisheries management, we're not ready by any means, we
49 don't have the fisheries biologists, the staff, the
50 information to be able to make any big changes in the near

00070

1 future. Those changes would come as result of requests
2 from the Councils where you see a need for a change in some
3 allocation and then we would work through the Councils and
4 the State to try to change existing management plans or
5 develop new ones if that's what the need is, which would
6 modify the allocation.

7

8 Are you talking about the money? Because I thought
9 you said escapement goals, so I thought you were talking
10 about the fish.

11

12 MR. GUNDERSON: No, I'm talking about how
13 the management of the fisheries is going to go, and
14 especially in the commercial and what numbers they're going
15 to be working off. I know there's -- you know, the Feds
16 have got their biologists and stuff and, I don't know,
17 sometimes their numbers don't jive with what the state did
18 and.....

19

20 MS. FOX: Right. So you're talking about
21 fish numbers?

22

23 MR. GUNDERSON: Yes, yes, that's right.

24

25 MS. FOX: You're not talking about money?

26

27 MR. GUNDERSON: No.

28

29 MS. FOX: That's what I thought. Okay,
30 thank you.

31

32 MR. GUNDERSON: But I guess it'll all come
33 down to money after the fact.

34

35 MS. FOX: Yeah.

36

37 CHAIRMAN TUTIAKOFF: Any comments on the
38 organization structure? I guess that's issue one, issue
39 paper one we're looking at?

40

41 MS. FOX: Yes. Yeah, that the one I was
42 giving the update on.

43

44 CHAIRMAN TUTIAKOFF: Uh-huh.

45

46 MS. FOX: We haven't spent the entire one
47 million that we were originally allocated, so that will go
48 into adding to the money that's available after October
49 1st.

50

00071

1 Okay, then I'll move on to the next topic, which is
2 cooperative management with Native organizations and
3 tribes. During the planning effort we kept in front of us
4 the need to work closely with Native communities to support
5 local involvement in the management of subsistence
6 fisheries. During the summer we completed an inventory of
7 fisheries projects conducted by Native organizations. We
8 learned that a large number of field projects are already
9 ongoing. We want to build on this capability as we
10 implement the fisheries program. Naturally, it'll take
11 several months to identify, design and initiate field
12 projects for cooperative involvement, but our goal is to
13 start projects during the first fishing season in the
14 summer of 2000 and then build the program in future years.

15
16 Selection of field projects will be based on
17 statewide priorities for information. The types of project
18 we're considering include conducting village harvest
19 surveys, managing fish monitoring stations to ensure
20 adequate escapements for subsistence and spawning, such as
21 fish weirs, counting towers, test fishing and so on, and
22 cooperative management planning.

23
24 And that concludes my update on that topic. Are
25 there any questions or comments?

26
27 CHAIRMAN TUTIAKOFF: Any comments from
28 Council members?

29
30 (No audible responses)

31
32 CHAIRMAN TUTIAKOFF: No? I guess not.

33
34 MS. FOX: The next topic is Federal/State
35 cooperative management strategy. Just as with managing
36 wildlife, an effective Federal Subsistence Fisheries
37 Program will require close cooperation with the Alaska
38 Department of Fish and Game. This is necessary because the
39 State will continue to have management authority over
40 fisheries throughout the state. With mixed State/Federal
41 jurisdiction, close cooperation and coordination of
42 management activities between State and Federal managers is
43 extremely important.

44
45 Three meetings have taken place since September of
46 1998 between the Chairs of the Alaska Board of Game and
47 Fish, the Commissioner and Deputy Commissioner of the Fish
48 and Game and the Federal Subsistence Board. In the most
49 recent meeting, on June 28th, and this is the one that
50 Vince mentioned earlier, Dan O'Hara and Willie Goodwin were

00072

1 also present. These meetings resulted in a recognition of
2 joint management problems and a mutual understanding of
3 positions.

4
5 Just as with wildlife, we have a separate fisheries
6 regulatory process. However, even though there will be a
7 separate process, we must have a high level of coordination
8 and cooperation between the State and Federal Fisheries
9 Programs to be successful. We have recently established a
10 work group, made up of State and Federal staff, to begin
11 defining how the two program will coordinate. Topics under
12 consideration include how information will be shared and
13 managed, how fisheries management planning will be
14 coordinated, how we will coordinate preseason, in-season
15 and post season, how to coordinate our respective
16 regulatory processes and how to strengthen the interaction
17 of the Regional Advisory Councils and the Local Advisory
18 Committees.

19
20 Our goal is to have a draft agreement ready for
21 your review and comment both at the January orientation
22 session of the Regional Councils and the winter Regional
23 Council meetings. We hope to have an agreement with the
24 State in place during the first year of the Fisheries
25 Program.

26
27 I would like to refer back to another statement
28 that Vince made with regard to a product of a work group
29 that was presented to the Board, and that was what was
30 discussed at the June 28th meeting, where it did recommend
31 that the Federal regulatory process, basically, be the
32 State regulatory process. That work group product was
33 rejected by the Board, and so that no longer is on the
34 table for consideration and has a result we have initiated
35 a second work group with the understanding that there will
36 be a separate Federal regulatory process and that the way
37 we move through regulations, through the Councils and the
38 Board will remain intact.

39
40 And that concludes my remarks on the Federal/State
41 cooperation and I'd like to take any questions you have
42 right now. I think this is where you began your discussion
43 about membership on this.....

44
45 CHAIRMAN TUTIAKOFF: Working group

46
47 MS. FOX:actually it's membership --
48 right, with the -- working with the Board, actually, the
49 Federal Subsistence Board, because Dan and Willie come to
50 the Board meetings when this is an agenda topic. So

00073

1 they've been to several meetings since June.

2

3 MR. FOSTER: What happens if the State and
4 the Federal government have two different opinions on -- or
5 two different rules on something, who take priority over
6 that?

7

8 MS. FOX: Well, if it occurred -- the
9 Federal regulations would apply on Federal lands and would
10 have priority or standing over any State regulations where
11 it's on Federal lands. And that lands is broadly interpret
12 -- you know, waters -- we're talking lands and waters.

13

14 MR. FOSTER: What are Federal waters? I
15 mean what -- has anybody decided what jurisdiction the
16 Federal government has inside the three-mile limit?

17

18 MS. FOX: That is something that is being
19 closely looked at by our Solicitor's Office right now
20 because as we've put it in the regulations it includes
21 waters within the boundaries, for example, of the refuges,
22 of all the conservation system units, so the refuges
23 frequently show their boundaries extending into marine
24 waters. And the State has questioned that and said, is
25 that really where the boundary is and does that mean the
26 regulations apply out to those boundaries. And our
27 solicitor is preparing a reply. I don't have a clear
28 answer for you, at this time, so -- it's something, though,
29 that will be resolved and we will have a solicitor's
30 opinion on.

31

32 MR. FOSTER: Okay. I just hate see a thing
33 where the Department of Fish and Game says, go fishing, and
34 the Federal government tells me, no, don't go fishing.

35

36 MS. FOX: In those area where we.....

37

38 MR. FOSTER: Who do we listen to?

39

40 MS. FOX: Exactly, we might have some
41 overlapping jurisdiction, we really have to clear that up.
42 And if it does come to, you know, commercial fishing
43 decisions being made that are in conflict with subsistence,
44 hopefully, you know, our working relationship with the
45 State will allow that to be resolved before it becomes a
46 conflict for the public. But that's all yet to be seen.

47

48 MS. TRUMBLE: You mentioned at this point
49 it's a good time for us to make recommendations to this
50 work group from this Board?

00074

1 MS. FOX: Yes.

2
3 MS. TRUMBLE: Do we need a motion?
4

5 CHAIRMAN TUTIAKOFF: Yeah, we'd need to --
6 but we can do it after she gives her report. We need to
7 put that down as an item for action as to recommend to the
8 Federal Board that we consider appointment of a
9 Kodiak/Aleutians representative to that working group.
10

11 MS. FOX: And when you say working group,
12 you specifically the same -- in the same capacity as Dan
13 and Willie; is that correct?
14

15 CHAIRMAN TUTIAKOFF: Yes, that's right.
16

17 MS. FOX: Yes. Thank you.
18

19 CHAIRMAN TUTIAKOFF: Yeah. That was my
20 objection to them appointing those individuals that they
21 did appoint is that, hey, you're talking about 90 percent
22 of our resource, our livelihood, and yet we're not part of
23 the discussions. And they basically just cut me off and
24 went on their way. We need to address it and I had
25 concerns then and I still have concerns about how that was
26 done.
27

28 MR. GUNDERSON: That's a big concern to me
29 and the people of the region.
30

31 MS. FOX: So you'd like take that up later?
32

33 CHAIRMAN TUTIAKOFF: Yes.
34

35 MS. FOX: Okay.
36

37 CHAIRMAN TUTIAKOFF: We'll get -- I'd like
38 to make it after your report.
39

40 MS. FOX: Thank you. I'll move on.
41 Briefly, with regard to Regional Advisory Council
42 structures, a couple of years ago we surveyed the Councils
43 on the need to restructure the Council system in light of
44 the taking over subsistence fisheries. And at that time
45 the only Councils that felt there needed to be further
46 discussion were those along the Yukon and the Kuskokwim.
47

48 The Eastern Interior, Western Interior and Yukon-
49 Kuskokwim regions overlay the Yukon River, the Western
50 Interior and Yukon-Kuskokwim regions overlay the Kuskokwim

00075

1 drainage. We recognize a need to develop a way to
2 coordinate fisheries issues between these Councils so we're
3 working with these Councils beginning this fall to promote
4 ways in which they can meet and communicate and coordinate
5 around fisheries issues. So this will be a separate agenda
6 topic at their meetings this fall.

7

8 So that's just an update. Any questions on that?

9

10 CHAIRMAN TUTIAKOFF: No.

11

12 MS. FOX: All right. Extra territorial
13 jurisdiction. Since 1995 we've been acknowledging the
14 Secretary's authority to extend jurisdiction beyond Federal
15 lands and waters, if necessary, to protect the subsistence
16 fishing and hunting that occurs within Federal
17 jurisdiction. We recognize that management of migratory
18 species, such as salmon, may require adjustments in
19 allocation downstream beyond Federal jurisdiction to
20 protect subsistence uses. This authority, however, has not
21 been delegated to the Federal Subsistence Board. We
22 further recognize that the public needs to know how this
23 process will work.

24

25 So recently we have prepared draft procedures, and
26 there is a handout on the table on what those draft
27 procedures are, for handling petitions requesting such
28 extensions of jurisdiction. It's important to note that
29 these powers have seldom been applied by the Secretaries.
30 If there are extreme circumstances in which a fisheries
31 resource is being depleted outside a Federal area to such
32 an extent as to cause a failure in subsistence harvests
33 within a Federal area, the Secretaries can extend Federal
34 jurisdiction to provide a remedy.

35

36 This process will not follow the normal annual
37 regulatory process. Serious petitions for extension of
38 Federal jurisdiction will involve consultations with the
39 State of Alaska and/or other fisheries authorities, as well
40 as a thorough analysis of the best available scientific
41 information. We will advise the Councils when these
42 procedures become available.

43

44 And if you haven't had a chance to look at that,
45 you might want to take a look at that right now and see if
46 there are any questions on the draft procedures. Do you
47 have a copy with you?

48

49 CHAIRMAN TUTIAKOFF: Yeah.

50

00076

1 MS. FOX: I can get more off the table.

2

3 (Pause)

4

5 MS. FOX: We thought color-coding would
6 help, but it looks like it added to confusion because
7 there's one white one and one yellow one.

8

9 (Laughter)

10

11 MS. TRUMBLE: I just -- you know, we talked
12 about this numerous times, in fact, Marvin Hoff, who is
13 President of Tribal Council here, and we've had meetings
14 within the borough in regard to this and the process and I
15 know we've discussed the fact that the former Assistant
16 Secretary for the State of Alaska, which is Deborah
17 Williams, had made some statements to us that were rather
18 frightening to the fact that, you know, basically sending
19 the Coast Guard in.

20

21 This -- you mentioned that this process has hardly
22 ever been used, but yet we know it's something that, in our
23 minds and from what we here, something that could possibly
24 be used against us. And if you look at this, you know, it
25 looks like it's not that much of a process to be utilized.

26

27 MS. FOX: I agree. It doesn't appear that,
28 but I can tell you, at least the way we envision it
29 unfolding is that a lot of emphasis will be put on what is
30 provided to the Board. In other words, if somebody is
31 going to make a case they need to be very thorough in
32 establishing that there is a connection between a certain
33 fishery outside of Federal jurisdiction and subsistence
34 fishing within Federal jurisdiction. And they really need
35 to, you know, give us enough where we feel -- because we
36 feel like the burden is primarily on them to provide
37 information to that effect, showing that there is a direct
38 connection.

39

40 And then if we're convinced that it's worth
41 pursuing -- there's going to be quite a period of time, I
42 don't think this is going to happen within a year, it could
43 take a couple of years, it could take longer, where there
44 will be information gathering and the consultation to
45 establish whether or not there is this connection and what,
46 if any, appropriate action should be taken by the
47 Secretary.

48

49 And then the Board will look at that and make a
50 recommendation, forward it to the Secretary, and then the

00077

1 Secretary is -- it's incumbent on the Secretary to do some
2 further public review and -- and we're envisioning probably
3 holding hearings and then gathering maybe even some
4 professional hearings, having further information, because
5 once this extension is made it isn't made for one season,
6 it's probable, but we're talking about a long-term
7 extension of authority in order to manage the overall
8 situation until some problem is resolved.

9
10 A long-term could be a few years, it could be
11 longer, but until there's a feeling that the situation is
12 resolved. So none of that is taken very lightly at all,
13 that's, like, a major Federal action and I think there's
14 going to be an awful lot of emphasis on having very
15 thorough, up to date, scientific information to
16 substantiate the need and an awful lot of public comment.

17
18 MR. FOSTER: I think this will be one of
19 the first things you see come out here for this area.

20
21 MS. FOX: Yes, that what we were expecting.

22
23 MR. FOSTER: Who exactly will make the
24 decision on this?

25
26 MS. FOX: The Secretary of the Interior.

27
28 MR. FOSTER: Himself?

29
30 MS. FOX: Uh-huh.

31
32 MS. TRUMBLE: Bruce Babbitt.

33
34 MR. FOSTER: So is this going to be kind of
35 like the regular Board processes we go through, they come in
36 and make their case and we come in and make our case
37 and.....

38
39 MS. FOX: No, I was trying to describe it
40 to indicate that it's not the regular Board process, I
41 think there will be extensive research, you know,
42 contacting whoever may have some information on the issue.
43 That is done by -- we'll probably work with National Marine
44 Fisheries, whoever is appropriate, besides the State. And
45 there will probably be public hearings all over the area,
46 there maybe congressional hearings. I think it's a far
47 different process. But that information will then come to
48 the Board for recommendation and that, in terms of this
49 process, there's some similarities. I also believe it will
50 come through the Councils for a recommendation to the

00078

1 Board. But all these procedures are kind of what we call
2 in draft or that's our thinking to this date and nothing
3 has been approved as far as a final process.

4
5 MR. FOSTER: Okay. I got one for you here,
6 we have -- we've been arguing with AYK for a few years now
7 and, okay, we're way down here, let's say they extend the
8 jurisdiction down to us to close us up or restrict us ever
9 farther, does that closure take in the whole coast line up
10 to the AYK?

11
12 MS. FOX: What closure? I'm lost, I'm
13 sorry.

14
15 MR. FOSTER: The first thing you'll see out
16 of this.....

17
18 MS. FOX: Uh-huh.

19
20 MR. FOSTER:will be from AYK will be
21 to close down us to help with their subsistence problems.
22 Now, we're a long ways away from them. Would it be just us
23 that is closed or will you have to close everything in
24 between us and the rivers too?

25
26 MS. FOX: There's no answers to that, you
27 know, without a lot of research. That's what I'm saying is
28 that the -- and the person who is petitioning needs to make
29 a case, you know, as to.....

30
31 MR. FOSTER: Okay. So something like this
32 could take years and years, huh?

33
34 MS. FOX: Yeah, it could.

35
36 MR. FOSTER: Okay, I got you.

37
38 MS. TRUMBLE: I think even discussing this
39 issue is -- when this particular issue comes up on these
40 different Federal agency work groups, what have you, it's
41 to my -- you know, I've gotten information that a lot of
42 times there's nobody from our region involved in this
43 particular issue. And it's very important that somebody
44 gets involved and that this Council pushes and the staff
45 pushes to make sure that we get good representation and
46 involvement on this exact thing. And, you know, hopefully
47 things aren't going to get to this, you know, in the next
48 couple of days we'll know something, but we're actually
49 down to a two-day deadline here and that's even frightening
50 by itself.

00079

1 MS. FOX: Yeah.

2
3 MS. TRUMBLE: And I really think when we
4 take the action, ask for not only to have representation on
5 the work group, but that we ask that this Council and their
6 staff make sure that if there's any involvement with
7 regards to this area that we are fully informed and in time
8 we can get representation and people from this area that we
9 need to do that, that's a priority.

10
11 MS. FOX: Okay, thank you.

12
13 CHAIRMAN TUTIAKOFF: Okay.

14
15 MS. FOX: Anything else on this topic?

16
17 CHAIRMAN TUTIAKOFF: Paul? No. Anybody
18 else?

19
20 (No audible responses)

21
22 MS. FOX: Okay. Next topic is customary
23 trade. The definition of subsistence uses in Title VIII
24 include customary trade as a legitimate subsistence
25 practice. In regulation customary trade includes the sale
26 of subsistence taken fish, as long as it does not
27 constitute a significant commercial enterprise. This
28 permissive customary trade regulation is designed to permit
29 the practice of selling small quantities of fish, but to
30 keep this practice separate from commercial sales.

31 We recognize that there may need to be additional
32 regulation to further define customary trade practices on
33 regional basis to ensure this separation and prevent abuse
34 of the regulation. We are initiating a process for
35 identifying those customary trade practices in each region,
36 in consultation with each Regional Advisory Council.

37
38 And, as I indicated earlier, this is a subject of
39 another agenda item and Rachel will get into more detail on
40 this. But, again, there is a handout on this as well.
41 You're may be white, mine's purple. But this is -- it's
42 recognizing Regional Advisory Council meetings, recognizing
43 customary trade practices, it's the same document.

44
45 CHAIRMAN TUTIAKOFF: Okay, before you move
46 on.

47
48 MS. FOX: Yes.

49
50 CHAIRMAN TUTIAKOFF: Did I miss the

00080

1 Regional Council structure or did you just bypass it on
2 purpose?

3
4 MS. FOX: No, I -- it was short.

5
6 CHAIRMAN TUTIAKOFF: I guess so, I.....

7
8 (Laughter)

9
10 CHAIRMAN TUTIAKOFF: I slid right by that
11 one, huh?

12
13 MS. FOX: If you blinked you missed it.

14
15 CHAIRMAN TUTIAKOFF: Yeah, okay.

16
17 MS. FOX: Okay. What I indicated there is
18 that a couple of years ago we did a survey of the Councils,
19 it may have been longer, but as I recall it was a couple of
20 years ago, and asked them if they felt the need to change
21 the structure of the Councils with regard to taking over
22 fisheries. And the Councils that indicated that they
23 wanted to talk about that more were the ones along the
24 Yukon and the Kuskokwim. And so those will be topics on
25 their agendas this fall.

26
27 CHAIRMAN TUTIAKOFF: I see.

28
29 MS. FOX: Okay. Della.

30
31 MS. TRUMBLE: One of the -- a point was
32 brought up, too, why -- other Chairs from other regions can
33 be invited or can ask to be invited to other region
34 meetings; is that correct?

35
36 MS. FOX: Yes, yes.

37
38 MS. TRUMBLE: So if these Councils in that
39 region are having their meetings and we can request to
40 have, maybe, Vince as the Chair, attend them; is that
41 right?

42
43 MS. FOX: Yes, that's correct. And it will
44 very likely be approved and I think there -- we've been
45 doing that, so there's no reason why it would be a barrier.
46 To provide funding, basically, is what we're talking about.

47
48 Okay, shall I move on?

49
50 CHAIRMAN TUTIAKOFF: Uh-huh (affirmative).

00081

1 MS. FOX: Okay. The next topic is
2 orientation session. We've recognized the need for further
3 training and orientation to the new Federal Fisheries
4 Program and last month you received a notice that we would
5 be conducting an orientation session for all Regional
6 Advisory Council members, as well as agency field personnel
7 in November. Recently we decided to postpone the session
8 until January.

9
10 We did this for several reasons. First, we simply
11 did not feel that we could do a credible job with a program
12 of this magnitude in November and that we needed to do --
13 we needed more time to do adequate planning. Some of the
14 details about how the Federal Fisheries Program will work
15 are still evolving. In particular we wanted to have a
16 better understanding of our relationship with the Alaska
17 Department of Fish and Game. As stated earlier, these
18 consultations are still ongoing and are likely to be ongoing
19 into November.

20
21 More over, we are only beginning to recruit for
22 fishery staff and hope to have some key staff members in
23 place by January. And we'll be notifying you, soon, of the
24 dates and location of the orientation session. Again, this
25 will be covered in more detail by Ida, she has an agenda
26 and some dates for you to comment on.

27
28 CHAIRMAN TUTIAKOFF: Okay.

29
30 MS. FOX: I think I'll just move on then.
31 Any questions you might have about that I defer to Ida.

32
33 Okay, the next topic is fisheries regulatory
34 process, and there is a handout on this as well. Oh, by
35 the way, there was a handout on the agenda, I forgot to
36 mention it, you should have received it.

37
38 MS. MASON: Your's is white.

39
40 MS. FOX: Your's is white. Okay. Your's
41 is probably also white on the fisheries regulatory process,
42 but if you can pull that up that's what I'm going to be
43 talking about right now, so you'll know how that process
44 will this year.

45
46 The current fisheries regulations in that January
47 8th, 1999 Federal Register document will cover the 2000
48 fishing season. We will be starting a new fisheries
49 regulatory process for 2001 later this winter. This
50 process will be similar to the wildlife process, however,

00082

1 the fisheries process will begin with the winter meetings
2 in February and March. We will be requesting changes for
3 the 2001 fishing season at that time.

4
5 Proposals for these regulatory changes will be
6 evaluated and presented to the Councils for review and
7 recommendations during the fall meetings next year. We
8 anticipate that the Board will deliberate and make
9 decisions in December. And all those dates are on here so
10 you can see. We kind of flip-flopped with the fisheries
11 and the wildlife. In the fall you'll make recommendations
12 on fisheries and you'll be taking proposals on wildlife.
13 In the winter you'll be taking proposals on fisheries and
14 making recommendations on wildlife. That's what this shows
15 you.

16
17 We wanted to start that with this type of a
18 process. Again, we went to the Councils and asked them if
19 they -- you know, how concerned would they be if we had
20 four meetings a year versus two, and they Councils said
21 they preferred to extend the length of time of their
22 Council meetings within the existing windows of February
23 and March and September/October, rather than have four
24 meetings. So the workload may double and the time frame
25 may double, but it'll be all at once instead of four times
26 a year. And that was the recommendations we got from the
27 Councils and so that's why we've gone with this.

28
29 Now, after trying this for a year or two, we will
30 again ask the Councils, is this working for you, and we
31 will be looking at possibilities of tie it closer to the
32 Federal process so that perhaps, ideally, the Councils will
33 have an opportunity to look at proposals going to the State
34 as well and make comment from a subsistence perspective on
35 proposals that are going to the State. That's a goal of
36 ours, to try to better coordinate proposals between the
37 two. But, anyway, for now, for the next year or two this
38 is the process we're going to use and we'll be looking
39 forward to what you think about that in the future.

40
41 Any questions on that?

42
43 (No audible responses)

44
45 MS. FOX: Okay. Finally, I wanted to
46 identify whether -- for each region I'm doing this, there
47 are differences between the new Federal Regulations going
48 into effect October 1st and the State's subsistence
49 regulations. What we tried to do with this first year to
50 allow everyone an opportunity to staff up, get their

00083

1 funding in place and begin to figure out how we're going to
2 work with the State and how we're going to work through the
3 Councils on a lot of these issues, we wanted to try to just
4 adopt the State's subsistence regulations so that there
5 would be a minimum of disruption on everybody out there
6 trying to fish.

7
8 However, there were a few differences. And in
9 Kodiak, actually, there are three out of the five where the
10 differences occur, so I wanted to bring those to your
11 attention. Federal fishing regulations that are different
12 from the State subsistence regulations in the Kodiak area,
13 salmon may be taken 24 hours a day as opposed to only
14 between 6:00 a.m and 9:00 p.m. under State regulations. So
15 I just wanted to bring that to your attention. I don't
16 know how that was changed or why, maybe you were involved
17 in it, I don't know. But anyway, that's a difference.

18
19 MR. CRATTY: Excuse me.

20
21 MS. FOX: Yes.

22
23 MR. CRATTY: That's on subsistence?

24
25 MS. FOX: Subsistence fishing, yes.

26
27 MR. SQUARTSOFF: Only on Federal.....

28
29 MS. FOX: Yes.

30
31 MR. CRATTY: Yeah.

32
33 MR. SQUARTSOFF: People just found that out
34 last year.

35
36 MR. CRATTY: I didn't know it.

37
38 MR. SQUARTSOFF: Only on, like, Afognak
39 Island.

40
41 MR. CRATTY: Oh, yeah.

42
43 MR. SQUARTSOFF: Maritime Refuge.

44
45 MR. CRATTY: Doesn't that affect your water
46 drainages, too?

47
48 MS. FOX: Your water drainages?

49
50 MR. CRATTY: I mean off Federal lands.

00084

1 MS. FOX: No, that's -- this is only within
2 the Federal areas.

3
4 MR. SQUARTSOFF: Maritime Refuge.

5
6 MR. CRATTY: Oh, okay.

7
8 MS. FOX: Yeah.

9
10 MR. SQUARTSOFF: Which supposed to include
11 the Buskin.

12
13 MS. FOX: Yeah.

14
15 MR. CRATTY: Womans Bay.

16
17 MR. SQUARTSOFF: Huh?

18
19 MR. CRATTY: Womans Bay.

20
21 MR. SQUARTSOFF: Yeah, the Buskin, right.

22
23 MS. FOX: Okay. Well, then with regard to
24 shellfish, they're the same, except in these instances, and
25 there are two. In the Kodiak area the Federal limit for
26 king crab is six males versus three males under State
27 regulations. And in the Kodiak area the Federal
28 regulations allow the use of five pots less the 75 cubic
29 feet for king crab versus one pot of unlimited size under
30 State regulations.

31
32 Are you familiar with those differences?

33
34 MR. SQUARTSOFF: Didn't the Kodiak area
35 close, State?

36
37 MR. GUNDERSON: It's down to one.

38
39 MR. SCHWARZ: Either three or one.

40
41 MR. GUNDERSON: One.

42
43 MR. SCHWARZ: Is it one? Yeah, and they
44 also took off the size limit, I don't think there's any
45 size limit.

46
47 MS. FOX: Uh-huh.

48
49 MR. SCHWARZ: Where with the state you got
50 to catch a seven inch or better, but any male will suffice

00085

1 under the Federal regs. No size limits in the Federal
2 regulation.

3
4 MR. CRATTY: No, the State is seven inches
5 or more.

6
7 MR. SCHWARZ: Seven inches.

8
9 MS. FOX: Okay. Well, those are the two
10 minor differences between the subsistence regulations.

11
12 So, lastly, I just want to again extend a welcome
13 for any comments that you may have on these topics and as
14 this process continues to move forward we're going to try
15 to keep you informed. We have issued one newsletter, there
16 will be more coming and you will be updated in January and
17 then again at your winter meetings. And, hopefully, if you
18 have -- you can use your coordinator or if nothing happens
19 with regard to adding somebody from Kodiak/Aleutians to the
20 group that Dan and Willie work with, which is the Board,
21 then you can at least use them to send your comments
22 forward to be -- the idea was that they would represent any
23 comments that came from any of the Councils. But there is
24 a variety of ways that you can be heard and so use them
25 all. Call us individually at the office, myself, Tom Boyd,
26 there's a number of people you probably already know,
27 Rachel and Cliff and we want to consider anything you might
28 have to offer to help us figure this thing out.

29
30 That's all I have at this time, unless you have
31 something else for me.

32
33 CHAIRMAN TUTIAKOFF: Any questions or.....

34
35 (No audible responses)

36
37 CHAIRMAN TUTIAKOFF: No. Thank you.

38
39 MS. FOX: You're welcome.

40
41 MR. GUNDERSON: You know, it's going to
42 take us a while to digest a lot of this.

43
44 CHAIRMAN TUTIAKOFF: Yeah, I know a lot of
45 it is new for us, so we're going to be.....

46
47 MS. FOX: Yes.

48
49 CHAIRMAN TUTIAKOFF: I guess at this time
50 I'll entertain a motion to request representation to the

00086

1 Federal working group regarding fisheries before we move
2 on.

3
4 MR. CRATTY: I'll second.

5
6 CHAIRMAN TUTIAKOFF: We need a motion.

7
8 MR. CRATTY: Make a motion.

9
10 CHAIRMAN TUTIAKOFF: Yeah.

11
12 MR. GUNDERSON: I'll second it.

13
14 CHAIRMAN TUTIAKOFF: It's been moved by Al,
15 seconded by Paul to write a written request to the Federal
16 Chair Subsistence Board to request representation of the
17 Aleutians/Kodiak RAC to all issues regarding fisheries.
18 All those in favor say aye.

19
20 IN UNISON: Aye.

21
22 CHAIRMAN TUTIAKOFF: Opposed?

23
24 (No opposing responses)

25
26 CHAIRMAN TUTIAKOFF: Motion carries.

27
28 Next item we have is customary trade terms. Cliff.

29
30 MS. MASON: Actually it's me.

31
32 CHAIRMAN TUTIAKOFF: Yeah, I know, but I
33 was going to ask him to remind me to write -- get you a
34 letter to -- thanks.

35
36 Okay, Rachel.

37
38 MS. MASON: Okay. This is under Tab G,
39 although instead of using what's under Tab G, I suggest
40 that you use the handout, which is purple on the table and
41 then you should have a white one that says "Recognizing
42 Customary Trade Councils." And this item, Peggy said this
43 is one of the ones that Regional Council has asked for some
44 input on this and my main role here is to ask you to define
45 customary trade in your region. And we thought of a few
46 terms that might -- just to start the discussion in order
47 to advise us of some of the concerns that you may have
48 concerning customary trade or perhaps some examples in your
49 region.

50

00087

1 As you heard from Peggy, one of the 14 issues that
2 were identified in that Federal Fisheries Implementation
3 Plan is the need to characterize customary trade practices
4 in all the regions of Alaska. And the Federal regulations
5 that are schedule to take effect on October 1st recognize
6 the importance of customary trade, and the Federal
7 regulations are more permissive than the State's
8 regulations. Currently under the State law customary trade
9 is prohibited unless it's specifically approved by the
10 Board of Fish and up to now there's only been one case
11 that's the Kake herring spawn on kelp.

12
13 And the Federal regulations are more permissive,
14 they define customary trade as the cash sale of fish and
15 wildlife resources regulated in this part, not otherwise
16 prohibited by Federal law or regulation to support personal
17 and family needs and does not include trade which
18 constitutes a significant commercial enterprise. However,
19 our regulations don't define what is the allowable level of
20 customary trade.

21
22 And as we've worked on this plan, we've realized
23 that there is a lot potential for regional differences
24 around Alaska in the meaning of the terms associated with
25 this issue. So in all the Regional Council meetings, in
26 the fall meeting, we're trying to gather information to
27 define these practices. And following this round of
28 meetings then the staff will work together more historical
29 and contemporary information, either from the ADF&G
30 Division of Subsistence, from other sources of information
31 and follow-up with the Regional Councils on any information
32 that you can provide us.

33
34 At the next meetings, which are going to be in
35 winter 2000, then we'll give you a progress report on this
36 effort and we'll seek your advise on whether it would be
37 constructive to do some field interviewing with people that
38 you might be able to suggest. And then at the meetings a
39 year from now, the fall 2000 meetings, then we'll provide
40 you with a draft report describing what we found out about
41 the regional customary trade practices.

42
43 So as a starting point, we ask for your comments on
44 these terms here and just to let you know how we thought of
45 these terms:

46
47 Barter would be the exchange of subsistence food
48 for other subsistence foods. And, like, this might be
49 exchange of salmon strips for beluga.

50

00088

1 Barter-Trade is a little more complex, that you
2 might be exchanging subsistence food for -- some of the
3 subsistence food for cash or for services or for other
4 items. For example, if you were exchanging salmon strips
5 for beluga, but then you sold some of the beluga at the
6 same time.

7
8 Tradesman would be -- well, this could be either a
9 man or a woman, but somebody who barterers or trades
10 subsistence foods for either barter, trade or cash on a
11 regional basis. So that would be somebody that's known
12 throughout the region.

13
14 Customary Trade would be the trade of subsistence
15 fish or parts for cash that doesn't amount to a significant
16 commercial enterprise. So this is the main issue in this
17 regulatory thing, that somebody who is a subsistence user,
18 but who sells for cash some of their subsistence harvest,
19 but it doesn't constitute a significant commercial
20 enterprise.

21
22 And then Commercial Fishing, this would be the --
23 thinking of this as a continuum from barter to commercial
24 fishing, this would be catching fish solely for commercial
25 sale.

26
27 So specifically in regard to fish, because that's
28 where this has come up, I wonder if you might be able to
29 comment on these terms, tell me if they're appropriate for
30 use in your region or if we need to revise this terminology
31 and if you can give me some examples of how this might
32 apply, maybe identify how you would know if it's abusive
33 use of the term Customary Trade and -- I mean it doesn't
34 have to be an exhaustive discussion right now, I'll be
35 happy to follow-up with you later if you want to.

36
37 So I'll leave it at that and leave it to you.

38
39 CHAIRMAN TUTIAKOFF: I guess my first
40 question as I read this is for subsistence food.
41 Subsistence food is mentioned in almost every definition.

42
43 MS. MASON: Uh-huh.

44
45 CHAIRMAN TUTIAKOFF: Traditional barter is
46 not necessarily for food a lot of times, it's for
47 parts.....

48
49 MS. MASON: Right.

50

00089

1 CHAIRMAN TUTIAKOFF: parts of other
2 animals and use in crafts.....

3
4 MS. MASON: Right. And you might think of
5 many examples.....

6
7 CHAIRMAN TUTIAKOFF: you know, and
8 those -- in everyone of your definitions here you go to
9 subsistence food as being the basis for any of these
10 definitions. And, you know, I bring that up because of the
11 sea otter issue, trade of their pelts to the people up in
12 other islands up north there who do not get the sea otter,
13 but utilize it maybe in their clothing.

14
15 MS. MASON: Uh-huh.

16
17 CHAIRMAN TUTIAKOFF: And what I've come
18 across is requests from those communities for -- from the
19 other -- through the Aleutians, there are villagers -- guys
20 that actually go out and hunt the sea otter, request to
21 trade, say, the whale meat or walrus or ivory or whatever
22 back and forth because they're artist. I mean, they're
23 either doing art work or they're doing some sort of
24 handicraft.

25
26 MS. MASON: Uh-huh.

27
28 CHAIRMAN TUTIAKOFF: Are we only dealing
29 with this as a subsistence food issue or are you just
30 dealing with it as an all across the board issue? Because
31 I have concerns that if we do pass or allow to pass just
32 subsistence food issue then we're going to get into, down
33 the road, a legal issue for, you know, having to arrest our
34 own people if they do a trade for art works type thing.

35
36 MS. MASON: Uh-huh. I think as we conceive
37 this and Ida and Peggy were also members of this committee,
38 so they might want to comment, too, but it would include
39 non-edible parts too. The main reason why food is used in
40 all these examples is because more for fish than for
41 animals, I couldn't think of too many cases where somebody
42 wouldn't want to eat part of the fish.

43
44 CHAIRMAN TUTIAKOFF: Well, there's some
45 cases where they -- you know, the skin is used as an art
46 form, you know, to make wallets and things.

47
48 MS. MASON: Right. Right. Yeah, but,
49 anyway, that's certainly part of barter and trade and it
50 looks like Ida wants to comment.

00090

1 MS. HILDEBRAND: Yeah, I'd like to. Ida
2 Hildebrand, BIA Staff Committee member. What you're saying
3 is exactly what we're hoping the Council would say. These
4 are only an example and a beginning thing to open the
5 discussions, and if they don't work and if you are saying,
6 don't only say food, add all these crafts and other things,
7 it's like we're opening the door for you to fill in all the
8 blanks and to make corrections. So what you're saying is
9 more than appropriate, it's what we're hoping to hear from
10 you. And many people just trade for food, but there are
11 lots of people, as you said, who are trades-people or
12 crafts-people that do use other parts. And there are furs
13 for clothing and whole array of other things, but rather
14 than tell you what they are, we were hoping you would begin
15 to name those things or to identify them, and uses that are
16 specific to your region.

17
18 CHAIRMAN TUTIAKOFF: Okay.

19
20 MR. EDENSHAW: Mr. Chair.

21
22 CHAIRMAN TUTIAKOFF: Yeah, Cliff.

23
24 MR. EDENSHAW: When Rachel was putting this
25 together I was going through some of the past meetings and
26 here I included a copy, I didn't make additional copies,
27 but I thought I would provide the information for you.
28 Back in -- for instance, here, this was done by Moses back
29 in 1994, this was the Regional Council's second annual
30 report. And what Mo did was include with the communities
31 on Kodiak and some of them on the Aleutians, and he listed
32 all the -- like this one paragraph he quotes: Secondly,
33 and he's referring to the annual report, it will identify
34 in broad and preliminary terms current subsistence uses of
35 fish and wildlife populations within the regions as managed
36 by Section 805 of ANILCA.

37
38 But I thought that would be a good starting point,
39 along with what Rachel and Ida were stating, because inside
40 the annual report it listed all of the surveys that the
41 State had done within the communities on the current uses
42 of subsistence resources of those communities. And I think
43 when Rachel was going over this thing here, that was some
44 of the comments that you were making were, I think, a good
45 focal point for the Council to look at.

46
47 CHAIRMAN TUTIAKOFF: Well, some of the
48 Council members may want to -- when is the comment period
49 for this?

50

00091

1 MS. MASON: Well.....

2

3 CHAIRMAN TUTIAKOFF: When do you -- do you
4 want them at this session to say yes or no to the
5 definitions or barter, barter-trade and all these other
6 definitions?

7

8 MS. MASON: Yeah. Well, if it's the wish
9 of the Council, I can call you up after the Council
10 meetings, like, between now and November, say, just to get
11 your ideas individually.

12

13 CHAIRMAN TUTIAKOFF: Do the Council members
14 want to have more time to review the definitions or do you
15 feel what has been presented to us is a good starting point
16 to maybe accept those at this time and -- of course, we can
17 make -- when can we make a definition change?

18

19 MS. MASON: Well, these are not really
20 definitions yet.

21

22 CHAIRMAN TUTIAKOFF: Uh-huh.

23

24 MS. MASON: I think within the next year
25 we're hoping nail down a closer definition. But for each
26 region there may be some significant differences. But,
27 yeah, there isn't any immediate deadline on comments and it
28 would be just within the next couple of months we would
29 like to get some input from you, either collectively or
30 individually.

31

32 MR. ALLEN: So you'll send out a paper with
33 those words and the definitions?

34

35 MS. MASON: Do you think that would --
36 would that be a useful way for you to react to them?

37

38 MR. ALLEN: Yeah, for me it would anyway.

39

40 MS. MASON: Okay.

41

42 MR. CRATTY: I was just wondering how
43 you're going to define barter-trade and subsistence use and
44 then, like, somebody take smoked salmon and sells it or --
45 that's where I'm getting confused. Is it -- how you going
46 to define a person, like an elder in Old Harbor that maybe
47 takes subsistence fish to make smoke salmon, compared to me
48 as a commercial operator and takes subsistence, that's
49 what's getting me. I don't want -- I'd like to see the
50 elder be able to do it, but me, as myself, not being able

00092

1 to do it, as subsistence use.

2
3 MS. MASON: Uh-huh.

4
5 MR. CRATTY: Because I am a commercial
6 fisherman. I can go elsewhere and get my fish. That's the
7 concern I got. And I'm just wondering how you're going to
8 define that.

9
10 MS. MASON: Well, that's where I would
11 appreciate your help in making the distinction between
12 someone that's a bona fide subsistence user.....

13
14 MR. CRATTY: Yeah, because the real
15 subsistence user, which is an elder or something, that
16 doesn't have no other way of cash.....

17
18 MS. MASON: Uh-huh.

19
20 MR. CRATTY:I can see doing it, but
21 me as a commercial fisherman, going to use their
22 subsistence fish to make money, I don't believe in that.

23
24 MS. MASON: Okay.

25
26 MR. CRATTY: I mean I could get -- if I
27 wanted to do smoked salmon, I could get it commercially,
28 because I'm commercial fisherman versus the subsistence
29 user.

30
31 MS. MASON: Okay.

32
33 MS. HILDEBRAND: Mr. Chairman.

34
35 CHAIRMAN TUTIAKOFF: Yeah.

36
37 MS. HILDEBRAND: Ida Hildebrand, BIA Staff
38 Committee member. In regards to what Al just said, I agree
39 and that's part of what we're asking the Council to
40 identify. What I just heard Al said was part of his
41 definition is going to say that commercial fisherman who
42 take subsistence fish are not going to be allowed in this
43 region to sell that subsistence fish, however, elders who
44 take subsistence fish for the purpose of subsistence living
45 may sell that subsistence fish. And that would become, if
46 that's what your Council agrees to, that would become part
47 of your definition for customary trade in this region.

48
49 MR. CRATTY: That's they I feel.

50

00093

1 CHAIRMAN TUTIAKOFF: Della? Any comments
2 from the Council members?

3
4 MR. FOSTER: Should we just go through each
5 one of these definitions right now?

6
7 CHAIRMAN TUTIAKOFF: Uh-huh, we can take
8 them on, one at a time, right now, yeah.

9
10 MS. MASON: What about barter then? Can
11 you give some examples? Is barter something that is done
12 in your region? And what kinds of stuff do people trade?

13
14 CHAIRMAN TUTIAKOFF: Well, they exchange --
15 from my experience and from what I've seen of, you know,
16 like the sea lion or the fur seal, you know, the meat that
17 was salted and prepared in St. Paul is exchanged with other
18 community members in Unalaska and Akutan, maybe even here
19 in King Cove, for salmon.

20
21 MS. MASON: Uh-huh.

22
23 MR. FOSTER: Or ducks.

24
25 CHAIRMAN TUTIAKOFF: Or ducks.

26
27 MS. TRUMBLE: Ducks, yeah.

28
29 CHAIRMAN TUTIAKOFF: Even caribou meat, I
30 know they have reindeer on St. Paul, but there's a
31 difference, I'm told, from caribou, but, yeah, that
32 happens, I mean, you know, that's a long -- that's kind of
33 the long picture of it. And then you -- my experience on
34 barter is exchange of, say, salmon, smoked or dried or
35 salted, for the necessity needed to get to that Point A to
36 Point B, gas.

37
38 MR. CRATTY: Uh-huh (affirmative)

39
40 CHAIRMAN TUTIAKOFF: Maybe the use of their
41 -- you know, parts of their boat, I mean, oars. I've had
42 that happen where people wanted to exchange 15 fish for use
43 of these orders for the summer, you know, because he didn't
44 have an outboard and he needed to get out there and check
45 his net, so he gave another individual fish in exchange for
46 the use of their oars. I mean is just something that
47 simple to the real extreme with St. Paul, as I talked
48 about.

49
50 MS. MASON: So for gear or equipment,

00094

1 transport -- meat for transportation.

2

3 CHAIRMAN TUTIAKOFF: Transportation.

4

5 MS. MASON: Somebody might offer in
6 exchanged some processed salmon?

7

8 CHAIRMAN TUTIAKOFF: Uh-huh, processed
9 salmon or, what we called it, smoke, dried or salted.

10

11 MS. MASON: Okay. Anything else on barter?

12

13 (No audible responses)

14

15 MS. MASON: What about barter-trade, that
16 was the kind of thing Al was mentioning with selling smoked
17 salmon for cash that might occur on a pretty small scale
18 basis.

19

20 MR. CRATTY: Uh-huh.

21

22 MS. MASON: Is there any other kinds of
23 things?

24

25 CHAIRMAN TUTIAKOFF: I know that my
26 experience kind of had to deal with primarily smoked salmon
27 but, you know, in order to get to Point A to Point B you
28 needed gas, so you had go to have cash to buy that, you
29 couldn't, in some cases, you couldn't exchange the salmon
30 for five gallons of gas, they wanted money for it.

31

32 MS. MASON: Uh-huh.

33

34 CHAIRMAN TUTIAKOFF: I know that is that,
35 and, of course, food, trading like for flour or, you know,
36 things like that. There maybe some partial cash
37 involvement with the trade.

38

39 (Whispered conversation)

40

41 CHAIRMAN TUTIAKOFF: Speak up.

42

43 (Laughter)

44

45 MS. MASON: Okay. Well, why don't we get
46 through this list first and then we'll speak to your idea,
47 Cliff. I don't know if anybody heard that.

48

49 CHAIRMAN TUTIAKOFF: Marvin. Excuse me.

50

00095

1 MR. M. HOFF: I'd like to make one
2 statement.

3
4 REPORTER: Sir, can you come to a
5 microphone, please? Thank you.

6
7 CHAIRMAN TUTIAKOFF: Yeah, state your name.

8
9 MR. M. HOFF: My name is Marvin Hoff and on
10 barter and trade and commercial fishing. We're commercial
11 fishermen, most of us in this are is, and if you take any
12 part of it or any part of it is taken away, any more of it
13 is taken away from us, we're done as a people. Our
14 commercial fishing is our livelihood, that's it. Any more
15 of it taken away from us, we're done. And so our
16 commercial fishing is our subsistence. We, as a people,
17 down here can't live without it, so there's a real fine
18 definition there.

19
20 That's all.

21
22 MR. CRATTY: Yeah, I believe what
23 Mr. Hoff's saying, too, is you can get into a real problem
24 here with subsistence, barter and trade versus the
25 commercial fishermen, because you can be cutting the
26 commercial fishermen in the long run. I just wanted to
27 make that statement.

28
29 MR. FOSTER: It's kind of hard to go
30 through all of this, you know, it's like Marvin was saying,
31 it's how we sort of evolved into this, Russians came first
32 and wanted the sea otters, so they got the Aleuts to get
33 them, they were permanently traded, whatever. Then the
34 Americans came and they wanted the cod fish and the salmon,
35 so the Aleuts went out and got them and they sold it to
36 them for, you know, I guess at one time it was food, but
37 then everything started coming into cash. That's just how
38 we do it now, how we stay alive, we trade the fish for
39 cash, that's just what we do.

40
41 MS. MASON: Uh-huh. So that is part of the
42 customary trade, is what's considered commercial fishing?

43
44 MR. FOSTER: Yeah, that's -- we're not
45 really commercial fishermen, we're just trading the fishing
46 that we got for.....

47
48 MR. ALLEN: Customary traders.

49
50 MS. MASON: Yeah.

00096

1 MR. FOSTER: Yeah.

2

3 MR. SQUARTSOFF: But then on the other hand
4 you're only limited to how many people can commercial fish.
5 Not everybody can commercial fish, have permits.

6

7 MR. CRATTY: That's why there's a fine line
8 there on the subsistence user and commercial fisherman. I
9 feel the subsistence user should be able to have some kind
10 of customary or -- the true subsistence user versus.....

11

12 MR. FOSTER: Yeah, I see what you're
13 saying. I know exactly what you're saying and I agree with
14 you.

15

16 MR. SQUARTSOFF: So it can be a real touchy
17 situation between the commercial and the subsistence.

18

19 MS. MASON: Uh-huh.

20

21 MR. SQUARTSOFF: If subsistence are able to
22 start selling their stuff for cash or whatever.

23

24 MS. MASON: Yeah.

25

26 MR. CRATTY: Yeah.

27

28 MR. SQUARTSOFF: I would be totally against
29 it at this time.

30

31 MS. TRUMBLE: I think if you look at this
32 under customary trade, the trade of subsistence fish or
33 parts for cash that does not amount to a significant
34 commercial enterprise, is there maybe a dollar amount or
35 something that should be put on there?

36

37 MS. MASON: Well, the Federal regulations
38 do not put any dollar amount, that's -- they're permissive,
39 as opposed to the State regulation which are -- they're
40 prohibited unless you make a special case for it. In the
41 case of the Federal regulation it's considered customary
42 trade unless you show that it's a significant commercial
43 enterprise. So with the definition that you just read,
44 it's to support personal and family needs. And, like you
45 guys are saying, it's a fine line between what you could
46 consider that commercial fishing as satisfying personal and
47 family needs too. So that's why we're hoping that you can
48 kind of help us make it a little bit more finely define it.

49

50 MS. HILDEBRAND: Mr. Chairman.

00097

1 CHAIRMAN TUTIAKOFF: Yes.

2

3 MS. HILDEBRAND: Ida Hildebrand, BIA Staff
4 Committee member. In regard to Della's question about is
5 there a dollar amount. There hasn't been a dollar amount
6 and in the past, when surveyed, all the Regional Councils
7 stated they did not want to put a dollar amount at this
8 time, but they would leave it up to each region to come up,
9 if they wanted to establish a dollar amount or a dollar
10 range. So while it's not required, your Council or any
11 Council certainly could establish a range for your own
12 region, but most Councils looked at both sides of that and
13 didn't want to shoot themselves in the foot to begin with,
14 so they were hesitant to put that amount in. But it is
15 something that is opened to the discussion of this Council.

16

17 MS. TRUMBLE: I think, Al mentioned
18 earlier, you know, being a commercial fisherman and then
19 customary and trade, where in this case you would be
20 selling your subsistence fish and an example would be like
21 smoked salmon. And then using that -- you know, as elders,
22 but I know there are people in this community who don't --
23 can't make it commercially fishing sometimes and they do,
24 you know, dry or smoke salmon and sell it. So if we limit
25 it to a certain group of people, this thing is really --
26 this -- you can spend a whole day on this.

27

28 MS. MASON: Uh-huh.

29

30 MR. GUNDERSON: Seems like a dollar amount
31 would be defined under the Federal tax code. If it's a
32 substantial amount of money, is it enough to -- is it
33 taxable income, would probably be.....

34

35 MS. MASON: That's pretty low.

36

37 MR. GUNDERSON: Yeah, I know. That's what
38 I'm saying. You ought to know. A substantial amount just
39 ask IRS.

40

41 (Laughter)

42

43 MR. EDENSHAW: Mr. Chair.

44

45 CHAIRMAN TUTIAKOFF: Yeah.

46

47 MR. EDENSHAW: Can I just make one comment?
48 In regards to what Al and John both said, they're both from
49 different regions, from Kodiak Island and here on the
50 Aleutian Chain. And one example I wanted to put forth is

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1 when I commercial fished back home in Sitka with my cousin,
2 they allowed us to go out and do, I think, at one time six
3 sets. We could go out there and get six sets for personal
4 use fisheries. As long as that is -- you know, I think
5 what Rachel is looking for is for you guys to state those.
6 Al in Kodiak says, you know, he's a commercial fisherman
7 and he goes out and brings in a 1,000 sockeye, he's not
8 going -- you know, at least from my experience when I went
9 out commercial fishing with my cousin, I would take some
10 fish from when we'd bail our fish and put them in the hatch
11 and ice them down, my cousin would let me take some home.
12 As long as that is stated for the record that Al's going to
13 go out commercial fishing and he's going to put 50 sockeye
14 away and say, I'm going to take that home so my wife and my
15 kids can smoke and dry it or whatever, that is, like, a
16 fine line between, you know, he's going to go out there and
17 he's going to sell the rest, but the other portion he's
18 going to use for his family or his parents or his
19 relatives.

20
21 Over here, John's fishing out of Sand Point, he may
22 do the same thing, I'm not sure, but as long as the Council
23 members from the different regions have that stated for the
24 record, that will be understood. And I think that's where
25 -- some of the help that Rachel is looking for.

26
27 MR. CRATTY: I just wanted to.....

28
29 CHAIRMAN TUTIAKOFF: Al.

30
31 MR. CRATTY:I do commercial fish, but
32 I still do subsist.

33
34 MR. ALLEN: I do the same thing as Al and
35 in Kodiak you're allowed 25 fish per family member, so
36 every year we go out and get our 50 fish, me and son, and
37 that's it.

38
39 MR. CRATTY: Uh-huh, smoke them or freeze
40 them or.....

41
42 MR. GUNDERSON: But that's a State reg.

43
44 MR. ALLEN: Yeah, that's how they stated it
45 right now.

46
47 MR. GUNDERSON: State permit subsistence.

48
49 MR. FOSTER: You know, where you look back
50 on the records you may not see all that much subsistence

00099

1 fish reported in this area, that's exactly what I do,
2 because it's easier, bring a couple home every time I come
3 in.

4
5 MS. MASON: Yes.

6
7 MR. FOSTER: And they don't go on
8 subsistence reports, they're just part of what I caught
9 that opening and I just take a couple of home then. Saves
10 me a trip later on in here of having to go out and just get
11 some subsistence fish. And we all do it.

12
13 MS. MASON: Uh-huh.

14
15 MR. CRATTY: I commercial fish, but we have
16 a custom that before, we go up the creek and subsist, we
17 get our fish for the winter. Everybody in my village does
18 it.

19
20 CHAIRMAN TUTIAKOFF: With their boat?

21
22 MR. CRATTY: No, we go up there in skiffs.

23
24 MS. TRUMBLE: Think that's the issue, too,
25 in areas and regulations, depending where you're at. And
26 we're only limited to a certain amount of fish that we can
27 take for subsistence one time and that's it. Other areas
28 can take, you know, a lot more and so trying to define,
29 you're going to end up with a whole bunch of definitions
30 from each region, depending on where you come from.

31
32 MS. MASON: Uh-huh.

33
34 CHAIRMAN TUTIAKOFF: Okay. I think that
35 what I'm getting is that we can accept these definitions
36 for now, but what I'm understanding is that some of the
37 Board members have concerns about, not necessarily how it's
38 written, but how it's understood.

39
40 MS. MASON: Uh-huh.

41
42 CHAIRMAN TUTIAKOFF: Perceptive by either
43 the Department of Fish and Game or the community.

44
45 MS. MASON: Yeah.

46
47 CHAIRMAN TUTIAKOFF: Is there -- okay, go
48 ahead.

49
50 MS. MASON: I just wanted to ask, what

00100

1 about, tradesman, is that a useful concept in your region
2 or is that something that -- do you know of any.....

3

4 MR. SQUARTSOFF: What do you mean by
5 tradesman?

6

7 MS. MASON: Well, the example is of Sinrock
8 Mary, and maybe Ida will elaborate that a little bit more,
9 but if you heard of her, she was on the -- in Northwest
10 Alaska, the Seward Peninsula, she was around the turn of
11 the century, was she?

12

13 MS. HILDEBRAND: More on the.....

14

15 MS. MASON: Okay, well, I'll let you tell
16 it.

17

18 MS. HILDEBRAND: Mr. Chairman, Ida
19 Hildebrand, BIA Staff Committee member. Sinrock Mary was
20 an Eskimo woman from the Seward Peninsula and she was
21 first a subsistence user then she had a tremendous caribou
22 or reindeer herd and she used it for subsistence purposes
23 and she also sold part of it, she traded with the miners or
24 anybody going through, either she gave them cash -- or they
25 gave her cash for meat or she prepared skin clothing and
26 sold them to them, or she traded for something -- she
27 traded with all the villages on the coast with the
28 indigenous people. She traded with people from the
29 Interior and that was her continuous -- she traveled and
30 traded and that was -- her lifestyle was still a
31 subsistence lifestyle and she didn't make millions of
32 dollars, but she lived well in a subsistence lifestyle,
33 okay?

34

35 And a tradesman or a trades-person is someone who,
36 first of all, is basically a subsistence user, but although
37 he doesn't or she doesn't have a job that they go to and
38 get a cash income from, they support themselves by
39 bartering and trading continuously, but it doesn't get to a
40 point where she's competing with Goldberg or somebody for
41 some kind of industry, but does make her living or his
42 living in that manner. And it may not be applicable to all
43 regions, but it is in some regions. And that was trying to
44 distinguish, for instance, if I said I was a subsistence
45 user and I got all kinds of fish and I sold every bit of
46 it. I would not be a tradesman, I would be going into that
47 area of significant commercial enterprise.

48

49 MR. SQUARTSOFF: Thank you.

50

00101

1 CHAIRMAN TUTIAKOFF: I don't know if we
2 have what is called a tradesman, I mean, in our -- you
3 know, at least in my travels. I don't know anyone who just
4 gets a resource and trades. Like, I think, everybody here
5 is a fisherman or have other -- I mean, I just don't know
6 if we have that.....

7
8 MS. MASON: Yeah.

9
10 CHAIRMAN TUTIAKOFF:definition in our
11 region.

12
13 MR. GUNDERSON: Not that I'm aware of
14 anyplace.

15
16 MR. CRATTY: Except for furs.

17
18 CHAIRMAN TUTIAKOFF: Huh?

19
20 MR. CRATTY: Except for furs.

21
22 CHAIRMAN TUTIAKOFF: Yeah, but then that's
23 barter.

24
25 MR. CRATTY: Yeah.

26
27 MS. MASON: Okay. Would you guys -- would
28 it be your wish for me to try to contact you later, as we
29 mentioned before, and try to -- if you don't want to
30 continue this discussion on the spot, then we can -- I can
31 gather more information later.

32
33 CHAIRMAN TUTIAKOFF: I don't have any
34 objection with that approach. Does any member here feel --
35 you'll be contacted.

36
37 MS. MASON: Okay. Great. Thank you very
38 much.

39
40 CHAIRMAN TUTIAKOFF: At this time we'll
41 take a five-minute break, recess. Take a five-minute
42 break.

43
44 (Off record)

45
46 (On record)

47
48 CHAIRMAN TUTIAKOFF: Call the meeting back
49 to order. At this time we'll have an orientation session
50 program or scheduling by Ida.

00102

1 MS. HILDEBRAND: Thank you, Mr. Chairman.
2 Ida Hildebrand, BIA Staff Committee members. In your
3 materials there's a chart that looks like this. This is
4 called "Draft Agenda for Federal Subsistence Board
5 Fisheries Management Training." And this agenda was
6 prepared for the meeting that was supposed to have been --
7 or the training session that was supposed to have been held
8 in November, but was since postponed. And first I'll go
9 through a brief -- going through each of these pages and
10 then I'll go into more detail and discussion.

11
12 These large boxes on the first page are
13 representative of having general assembly, which means all
14 10 of the Regional Councils will be in the same room at the
15 same time with Federal staff and speakers and hearing the
16 same information. After the opening remarks there will be
17 a time for -- to open the floor for Council comments.
18 There will also be an opportunity for the Councils to meet
19 together the evening before at a reception to start
20 formulating your ideas and concerns and getting some of the
21 stuff off your chest, so you'll be open to the meeting.

22
23 And in the general session it's just a broad
24 overview of what the Federal Fisheries Program would be
25 about, to give you a general idea so everybody will be
26 using the same terms and the same language and have the
27 same basic understanding.

28
29 On the second day when you have these little boxes,
30 that means you're going into break-out sessions and two
31 sessions may be the same topic, so you would have to choose
32 which of those sessions you would like to attend and it
33 would be helpful to us in planning if you would let your
34 coordinator know which sessions you would attend.

35
36 And the part that has three boxes is supposed to be
37 actually two boxes of the same workshop on user conflicts.
38 And that's issue that concern more than one region and how
39 some regions have resolved those issues and just learning
40 some techniques to use. After that would be lunch, a lunch
41 break, and immediately after lunch you come back into -- it
42 isn't into general session, although it has one big box,
43 but into caucuses where the Regional Council Chairs can
44 call a caucus of their Council or call to meet with another
45 Council and start using some of those user conflict
46 techniques with each other in discussions.

47
48 Excuse me, you need to go back to page one. On the
49 first day lunch is going to be a luncheon speak, so
50 everybody will be having lunch at the same -- in the same

00103

1 place. There will be a keynote speaker during lunch. On
2 the second day lunch will be on your own.

3
4 On the third day it begins again with break-out
5 sessions in the morning and then going back into general
6 session which beings a panel discussion, which is the
7 beginning of the wrap-up, the training session is coming to
8 an end. And you'll be having lunch on your own again and
9 back into general session after lunch and comments from the
10 Council, concerns or issues that came up from the training
11 session or resolutions or ideas that you wanted to bring
12 forward because the Federal Board will be -- I know they'll
13 be present for the first day and I'm sure that they'll be
14 present throughout those three days of training, so that
15 would be an opportunity to let them know what your concerns
16 are at the end of the session.

17
18 And what we were hoping for from you is a couple of
19 things. One is the training dates have been tentatively
20 rescheduled for the week of January 25-27, February 1-3,
21 February 8-10 or January 18-20. And January 18-20 is
22 because there's -- it's lower on the number of choices
23 because there's a Federal holiday on there and I don't know
24 what kind of problems that would create.

25
26 MR. SQUARTSOFF: What was the second one
27 again?

28
29 MS. HILDEBRAND: February 1st through 3rd.

30
31 MS. MASON: That was the second choice?

32
33 MS. HILDEBRAND: Yes.

34
35 MR. FOSTER: And the third one was back to
36 January?

37
38 MS. HILDEBRAND: No, the third one was
39 February 8 through 10.

40
41 MR. FOSTER: And then the last one was
42 January.

43
44 MS. HILDEBRAND: January 18-20, that's the
45 one with a holiday in middle of it or on the beginning of
46 it.

47
48 So is there a preference from the Council regarding
49 those dates or times? The other consideration is also to
50 remember that your next round of Regional Council meetings,

00104

1 I think, begins in February, late February and into March.

2

3 MS. TRUMBLE: Maybe we can start on these
4 dates here. Starting in January these guys start cod
5 fishing and I don't know how that's going to play out.

6

7 MR. FOSTER: Yeah, some very seriously bad
8 dates there in January that's out of the question.

9

10 MR. CRATTY: Yeah, I've had to contend with
11 them every year.

12

13 MS. HILDEBRAND: Before -- perhaps before
14 you go into what dates are -- work better for you, I should
15 also mention that some of these topics that Peggy and
16 Rachel discussed were also going to be addressed at this
17 meeting. You'll certainly have an update in fisheries
18 management and where all those topics are going, but you'd
19 have another opportunity to comment on Regional Council
20 structures. You'd have an opportunity, also, to meet with
21 other Regional Councils and to share ideas with them during
22 that time with various caucuses, Regional Council caucuses,
23 and you'll have an opportunity to again discuss customary
24 trade.

25

26 But I realize cod fishing is very important, but as
27 you stated earlier, you're very concerned about being
28 excluded from various discussions and since this is about
29 the Fisheries Program I really urge attendance of all of
30 your Council.

31

32 MR. CRATTY: Yeah, any of them dates are in
33 this too. It don't matter either.

34

35 CHAIRMAN TUTIAKOFF: I would go more with a
36 February date myself, February 1 through 3, looking at my
37 time that I've got opened. We ordinarily have our
38 quarterly meeting in February, so it's around the middle of
39 the month, so I'm opened, I guess, whatever date the
40 majority of the Council goes with, I'll be available.

41

42 MR. ALLEN: I'll be available.

43

44 MR. CRATTY: I got a comment, John probably
45 does too, but I can come to that, but I'd more likely miss
46 our regional meeting. There we'll be missing five days and
47 travel, and then if I come to the meeting I'll be missing
48 another five days, it get costly when you're fishing cod
49 because you got to stay on top of the, otherwise you don't
50 make no money.

00105

1 MS. TRUMBLE: Ida, are these dates pretty
2 locked in? Is there anyway to try to do something in
3 December?

4
5 MS. HILDEBRAND: The problem with December
6 is the Christmas holiday and the long wait after December
7 is for -- in consideration of the people who celebrate
8 Russian Christmas, who have a different Christmas than the
9 rest of us who don't celebrate Russian Christmas. And many
10 people are on leave during the holidays, their children are
11 out of school during the holidays and lots of family
12 consideration was considered for the Christmas time, so
13 December was kind of marked off for those kinds of reasons.
14 But that's -- I mean, if it's the recommendation of your
15 Council, it's the recommendation of your Council.

16
17 MR. CRATTY: Mr. Chair.

18
19 CHAIRMAN TUTIAKOFF: Al.

20
21 MR. CRATTY: I got a question for Cliff.
22 If I was to make the training and then miss the meeting,
23 could I have an alternate cover me in the meeting?

24
25 MR. EDENSHAW: Yes.

26
27 MR. CRATTY: I couldn't afford to miss
28 both, I mean, to make it to both of them.

29
30 MR. GUNDERSON: What you talking about two
31 meetings?

32
33 MR. CRATTY: Well, this our window, from
34 February 20th.....

35
36 MR. GUNDERSON: To the 24th.

37
38 MR. CRATTY: Yeah.

39
40 MR. GUNDERSON: To have a meeting, yeah.

41
42 MR. CRATTY: Unless we have it in March
43 sometime during the Federal and State season.

44
45 CHAIRMAN TUTIAKOFF: What's the preference
46 of the majority of the Board?

47
48 MR. SQUARTSOFF: I'm opened.

49
50 MR. GUNDERSON: I'm opened.

00106

1 CHAIRMAN TUTIAKOFF: You're opened, that's
2 three of us are opened.

3
4 MR. CRATTY: I opened for the training.

5
6 CHAIRMAN TUTIAKOFF: Four.

7
8 MR. SQUARTSOFF: Training.

9
10 CHAIRMAN TUTIAKOFF: Training, specifically
11 on the training dates.

12
13 MR. FOSTER: The best dates for me would be
14 the January one.

15
16 CHAIRMAN TUTIAKOFF: January.....

17
18 MR. FOSTER: Well, on the 18th to 20th.
19 Season opens on the 20th, so.....

20
21 CHAIRMAN TUTIAKOFF: 18th to 20th.

22
23 MR. CRATTY: It opens on the 20th here?

24
25 MR. FOSTER: Yeah.

26
27 MR. CRATTY: It opens on the first in
28 Kodiak.

29
30 MR. FOSTER: For the pots.

31
32 MS. TRUMBLE: Go, maybe, with the early one
33 and then have our meeting the latter of March, maybe some
34 of these guys can, hopefully, make both of them.

35
36 MR. CRATTY: Yeah, I think if it was in the
37 middle part, in between the State and Federal season -- I
38 mean the Federal and State season, there's a week there.

39
40 CHAIRMAN TUTIAKOFF: Are we talking about
41 -- what date for the planning session right now are we
42 discussing?

43
44 MR. CRATTY: Yeah, it doesn't matter to me,
45 January sounds good.

46
47 CHAIRMAN TUTIAKOFF: January which 25th
48 through the 27th or 18th to the 20th?

49
50 MR. CRATTY: The 18th. How about John,

00107

1 18th to the 20th?

2

3 MR. FOSTER: Yeah, that would be the --
4 18th through the 20th would be the best date out of the
5 three that you give here.

6

7 MR. CRATTY: All the other.....

8

9 MR. SQUARTSOFF: But that's just us, it
10 depends on what everybody else does or want's to do, right?

11

12 MR. CRATTY: Yeah.

13

14 MR. SQUARTSOFF: It may not be the same
15 time as us. And they're going to go with the majority,
16 aren't they?

17

18 MS. HILDEBRAND: I believe they usually do,
19 but that hasn't been stated to me.

20

21 MR. SQUARTSOFF: Just because we want the
22 18th to the 20th, that don't mean everybody else is going
23 to be.

24

25 MR. CRATTY: Yeah.

26

27 MS. TRUMBLE: So we, at least.....

28

29 MR. SQUARTSOFF: Well, it would be nice.

30

31 (Laughter)

32

33 MR. CRATTY: That sounds good.

34

35 MS. HILDEBRAND: No, it's not necessarily
36 -- if other people agree you then you're the majority.

37

38 MR. SQUARTSOFF: Yeah, that would nice.
39 Have you had any feedback from the other Councils on when
40 they want it?

41

42 MS. HILDEBRAND: You're the first Council
43 that's having the first meeting so.....

44

45 MR. SQUARTSOFF: Right on, we're it.

46

47 (Laughter)

48

49 CHAIRMAN TUTIAKOFF: We have -- it's the
50 18th to the 20th, I really don't know (indiscernible)

00108

1 because of planning session, but I'll go with that date,
2 18th to the 20th, is that -- everybody okay with that?

3
4 MR. GUNDERSON: Yeah, I'm fine with that.

5
6 CHAIRMAN TUTIAKOFF: Rescheduling our
7 meetings in Anchorage, so I can move them ahead.

8
9 MR. GUNDERSON: Yeah, if that's fine with
10 you then it's okay.

11
12 CHAIRMAN TUTIAKOFF: 18th to the 20th of
13 January.

14
15 MS. HILDEBRAND: Thank you, Mr. Chairman,
16 and I'll have your coordinator or the office contact you
17 regarding what's the Council's -- or what the decision is,
18 so before you make your plans, hopefully.

19
20 The other point that I forgot to mention while we
21 were going -- I was going through this was -- I don't know
22 if you've had time to read through what the topics of the
23 general session and topics of the work group break-out
24 session. In the general session, there really isn't time
25 for questions and answers, there is time for your concerns
26 in the open floor, but in the workshops there is time for
27 specific questions relevant to your region. And these
28 topics came from our solicitation of comments from every
29 Regional Council Chair and from the Chairman of the
30 Councils we received approximately 29 of these topics or
31 issues. And then we solicited comments from the
32 coordinators, regional teams and other Federal staff and
33 came up with approximately 39 comments in total, with many
34 of them recommending the same topics that were recommended
35 by the Regional Council Chairs. But you're also free to
36 add or delete.

37
38 MR. FOSTER: How did we make the front page
39 here, Area M? How did we -- how did that happen?

40
41 MS. HILDEBRAND: That issue came up on
42 several of the Council Chairs saying they wanted some space
43 of some discussion to better understand the issues and to
44 seek solutions and resolutions and it's not to bar Area M,
45 but to address it because it is an issue of concern.

46
47 MR. FOSTER: Yeah.

48
49 MS. TRUMBLE: Ida, one of the things we
50 talked about earlier, too, and have been able to attend

00109

1 some of their meetings is that -- as an open invitation to
2 attend our meetings, too, and that's something that should,
3 I think, be passed on regularly in the future.

4

5 CHAIRMAN TUTIAKOFF: Okay. All right. Any
6 more discussion on the orientation session?

7

8 (No audible responses)

9

10 CHAIRMAN TUTIAKOFF: If not, is that all
11 you had?

12

13 (No audible responses)

14

15 CHAIRMAN TUTIAKOFF: Okay, thank you.
16 Okay, next item is 9G, Migratory Bird Treaty, and
17 there's a letter in our packet. Mimi and Bob Stevens,
18 right?

19

20 MS. HOGAN: Yeah.

21

22 CHAIRMAN TUTIAKOFF: Okay.

23

24 MS. HOGAN: My name is Mimi Hogan and with
25 me is Bob Stevens and we're both biologists in the
26 Migratory Bird Division, we're in a different division than
27 Subsistence. Our division is responsible for migratory
28 bird surveys around the state, we work with the State,
29 Native organizations, we work with the Flyways. The Fish
30 and Wildlife Service and the Migratory Bird Division has
31 been involved in subsistence actually since the 1950s, when
32 we have attempted to change the treaty so that we could
33 allow spring subsistence hunting. And so our efforts to
34 make these changes actually predate ANILCA, and Title VIII
35 does not include migratory birds, and this is one of the
36 reasons it does not.

37

38 Finally, in 1997 the Senate did ratify treaties
39 with Canada and Mexico which for the first time will allow
40 us to create spring and summer regulation, only in Alaska
41 and Canada and only for subsistence hunting. Part of the
42 negotiations in this treaty and part of the treaty report
43 language calls for management body or management bodies
44 that will have a part in creating these regulations and
45 that the language says they'll include Native, State and
46 Federal representatives.

47

48 The management bodies will be involved, not only in
49 creating these regulations, it also calls for -- that they
50 will be involved in recommendations for population, harvest

00110

1 management, monitoring, research, use of traditional
2 knowledge and also habitat protection.

3
4 When the management bodies meet, which includes the
5 three entities, the State, Federal, Native, they will make
6 recommendations in the reg -- recommendations will go to
7 the Flyways and to the Service Regulations Committees. and
8 the Flyways are four of them the Atlantic Flyway, the
9 Central-Flyway, the Mississippi Flyway, and the Pacific
10 Flyway. These are groups of states that are organized
11 around shared bird populations and most of the birds in
12 Alaska, or at least this part of Alaska, go to the Pacific
13 Flyway. The bird in the Interior and the North Slope, many
14 of the populations go to the Central Flyway and some,
15 particularly like the tundra swans, go as far as the
16 Atlantic Flyway. So we have involvement with those states
17 depending on the population management.

18
19 The Native Migratory Bird Working Group was created
20 in the '90s and organized by RuralCAP to be involved in
21 this process of getting the treaty changed. And Fish and
22 Game had been involved and the Fish and Wildlife Service
23 and we've sponsored forums this past year to talk about
24 management bodies. Before we can have regulations, it's a
25 two-phased process, we have to create the management bodies
26 and the management bodies then will address appropriate
27 regulation recommendations.

28
29 We had 12 public meetings around the state last
30 year, we also had -- the refuges also had meetings in many
31 communities. For this area Bob was involved in refuge
32 meetings last March on at least three of Kodiak villages.
33 We also met with people from the Aleutian/Pribilofs
34 Associations and a group that was organized last November
35 by the Alaska Inter-Tribal Council. And in March we met
36 with people who were coming into town for an Aleutians East
37 Borough meeting, and a lot of people got weathered in for
38 that so we didn't reach as many people as we were hoping.

39
40 Following those meetings, listening to comments
41 throughout the regions about how people wanted to form
42 these management bodies, we came up with four models, and
43 that's Tab H in your book. And I want to briefly go through
44 those four models.

45
46 We're in the middle of a comment period for these
47 models. The comment period was the end of September, we
48 were asked to extend it until the end of October, so the
49 comment period is still open. After the comment period,
50 we'll review all our comments and the Regional Director,

00111

1 Dave Allen, will make a decision on the management bodies,
2 and we hope to have the process in place, this year with
3 regulations by the year 2001.

4
5 If you look at management body, the Model 1, this
6 involves having one management body, and again, when I say
7 management body remember I'm talking about the three
8 entities coming together to make recommendations. In this
9 model the representatives to that one statewide management
10 body, the partners would be the nonprofits of each of the
11 regions, and they're listed in Model 1 there. And that
12 would be, for this particular region, the Aleutian/Pribilof
13 Island Association, Kodiak Area Native Association and are
14 some people part of Bristol Bay Native Association on this
15 Council?

16
17 (No audible responses)

18
19 MS. HOGAN: No. Each of the partners would
20 organize what's in their regions however they chose, there
21 would be funding agreements with the Fish and Wildlife
22 Service. For example, AVCP already has a waterfowl
23 conservation committee, they're organized throughout their
24 region to work with the Fish and Wildlife Service, so in
25 some ways they're ready to go. BBNA has been working
26 within their region to try to come up with a workable
27 systems and then the partners would send one person, again,
28 to management body.

29
30 On the management bodies, again, the
31 recommendations would go the Flyway Councils, they would
32 also go to the Fish and Wildlife Service Regulations
33 Committee. The Fish and Wildlife Regulations Committee
34 makes recommendations to the Director of the Fish and
35 Wildlife Service who makes the final decision on all
36 regulations. These spring/summer regulations will be a
37 part of all the waterfowl regulations nationally and so it
38 will be a part of that process.

39
40 Anything I forgot?

41
42 Okay. Model 2 which I -- would also include one
43 management, one statewide management body, it's very
44 similar to Model 1, only the representatives would not come
45 from the regional organizations, they would come from the
46 Regional Advisory Councils. For example, this Council
47 would meet and at the end of their meeting they would add
48 time on to discuss migratory bird proposals. They would
49 send one representative to a statewide management body.

50

00112

1 We heard, a lot of places, when we went to these
2 forums to talk about how we were going to organize, people
3 said, well, you already have a system in place, why don't
4 you use it? And this is the model that addresses those
5 comments. It certainly has it's pros and cons. It also
6 has an area of creating a lot of confusion because you
7 would deal with migratory bird proposals, but they're going
8 to go in a different direction than the other proposals.
9 Unlike your other proposals, they would not go to the
10 Federal Subsistence Board. They wouldn't be a part of the
11 Federal Subsistence regulations, they would be a part of
12 the National Migratory Waterfowl regulations. They would
13 only be for spring harvest and the lands would include
14 lands other than Federal lands.

15
16 This partic -- so there would be one representative
17 from each of the 10 Regional Advisory Councils on this
18 model and, not to surprisingly, this is the model we would
19 like you to particularly comment on.

20
21 Model 3 is in response to a lot of people's
22 concerns that management should be kept as close to a local
23 level as possible and they -- so we created seven
24 management bodies, so there's some combination. So the
25 very same partners that you find in region -- they're the
26 same partners that you find in Model 1, they're all of the
27 nonprofits. However, several of them are combined. For
28 example, body number 1 would combine Chugachmiut, Cook
29 Inlet Tribal Council, Copper River Native Association and
30 the Central Tlingit-Haida Indian tribes. Number 2 would
31 include Aleutian/Pribilofs and Kodiak Area Native
32 Association. Number 3 would be Bristol Bay Association.
33 Four would be the Association of Village Council
34 Presidents. Five Kawareak, six is Manillaq and North Slope
35 Borough and seven is Tanana Chiefs Council of Athabaskan
36 Tribal Governments.

37
38 In each of these wherever you see one of these
39 numbers, each of these would be the management body, they
40 would have State and Federal representatives go to the
41 regions for meetings there and the recommendations would
42 come from there.

43
44 This is also a part of one of the things that we
45 heard everywhere was, whatever you do, try to keep it
46 simple. For us this is not necessarily simple in dealing
47 with, again, seven management bodies for the people in the
48 regions. This is the simplest model for -- some people see
49 it that way.

50

00113

1 Model Number 4 is an attempt to compromise the need
2 to not have a lot of groups to be working with, but also to
3 try to keep it at a regional level. It was an attempt to
4 put together the same partners in areas where they shared
5 the same birds. And, again, number 2, for example, is the
6 Aleutian/Pribilof Island Association combined with the
7 Bristol Bay Native Association and the Kodiak Area Native
8 Association. There would be regional meetings, again,
9 involving Federal, State and the Native associations. It's
10 obviously not perfect, for example, brant on the North
11 Slope go through region three and two and three would be
12 some way, eventually, to try and have some combination of
13 meetings for shared resource problems for -- between two
14 and three.

15
16 Two would send a representative to the Pacific
17 Flyway Council because most of the birds in that area go to
18 the Pacific Flyway. Three, which include the Interior and
19 the North Slope, many of the birds in that region go to the
20 Central Flyway and there would be a Central Flyway
21 representative for that model.

22
23 Bob is going to summarize some of the points to
24 consider about each of the models and then we'll just open
25 it up for questions and comments.

26
27 MR. STEVENS: Thanks, Mimi. Basically all
28 I'm going to do is take the information that she has just
29 given you and go over it in a relative fashion. It's on
30 the board, sorry, Paul and John, it's behind you there, you
31 get turned around. Each of you was mailed, I hope you
32 received, a copy of the red book. I see Vince has a copy
33 of it there. If you don't have one, certainly take one off
34 the table as you leave here. All this information is in
35 the book, so you have a chance to study it in more detail
36 at your own convenience, to do that.

37
38 On page 26 of the book is where this table appears,
39 so you've already got that. And, basically, just looking
40 at Models 1 through 4, and comparing them. The numbers of
41 bodies needed for each models, Models 1 and 2 each have one
42 statewide body, so that's the common entity there. Model 3
43 is where Mimi was saying we go to seven management bodies,
44 Model 4 has three management bodies as a compromise model.

45
46 When we take a look at the number of members that
47 would be needed to serve on the total number of management
48 bodies, under Model 1, there would be 12 Native
49 representative, we are looking at one Federal and up to one
50 State representative for each five Native representatives,

00114

1 so we're looking at 12 Native representative and up to
2 three Federal and up to three State representatives on
3 Model 1.

4
5 Model 2, there would be 10 Native representatives
6 because we have the 10 subgroups rather than 12 and then
7 two -- up to two Federal and two State representatives on
8 that particular management body.

9
10 When you move into Model 3, this is where it starts
11 requiring a good many more people and you're looking at 48
12 Native representatives to serve on the seven regional
13 bodies and up to 12 Federal and up to 12 State
14 representative on Model 3.

15
16 Model 4, again, is a compromise model, you're
17 looking at 13 Native members and up to three Federal and up
18 to three State members or representatives on that
19 particular -- or on those management bodies.

20
21 Whether or not subgroups are needed from the
22 regional perspective. When you look at Model 1, there
23 would be 12 subgroups, again, this would be up to the
24 individual regions if they want form a subgroup, but we
25 would be looking at the possibility of 12 in Model 1.

26
27 With the Regional Advisory Councils being the
28 subgroups in Model 2, then being 10 regional -- or
29 subgroups needed for Model 2.

30
31 Model 3 with seven management bodies probably would
32 not be a need for any subgroups, so we have zero in there
33 for comparison purposes.

34
35 And then when we go to Model 4, we would go back to
36 the possibility of 12 regional subgroups once again to
37 provide representation into the management bodies.

38
39 Flyway Council representation. Both Model 1 and
40 Model 2 would provide -- the management body would provide
41 a representative to the Pacific Flyway Council. When you
42 move into Model 3, because of the number of regional bodies
43 that are involve and the distribution of those bodies any
44 representation to the Flyway Councils would be on a case by
45 case basis, depending on what regulations the management
46 bodies are addressing at that particular time. With Model
47 4, again, a compromise, and the way the resource division
48 would break out here, we would have probably one
49 representative from the Northern Management Body to the
50 Central Flyway, one representative from the Western

00115

1 Management Body to the Pacific Flyway. And then the
2 Southern Management Body would provide a representative on
3 a case by case basis to whatever Flyway Council seemed to
4 be appropriate, again, based on regulations that are being
5 recommended.

6
7 Relative economic feasibility, and this is, more or
8 less, just an informative thing looking at the relative
9 aspects of it, we don't have fixed cost figures yet for the
10 four, but we're looking at Model 2, one, being the least
11 expensive and that would be using the RACs. Model 3 with
12 the seven regional bodies would be the four, which is the
13 most expensive to operate that. And then Model 1 being a
14 two and Model 4 being a three. So they would fall in
15 between the most expensive and the least expensive.

16
17 Questions come up regarding who would select the
18 Native representatives to the management bodies. And in
19 the case of Models 1, 3 and 4 the regional partners are the
20 ones that would be selecting the representatives to the
21 management bodies. In the case of Model 2, it would be the
22 Secretary of Interior through the local nomination process
23 which you're currently using, is where these
24 representatives would come from in the -- of course in the
25 subgroups and then one from each subgroup going to the
26 management body from there.

27
28 The only thing that I want to mention is -- because
29 it's come up in several cases, the validity of having one
30 voice speaking for Alaska, how important that is to you,
31 you have that with Models 1 and Models 2, because it is a
32 statewide body in both cases. When it comes to Models 3
33 and 4 there would need to be consolidation of the
34 recommendations going forward to the Flyway Councils and to
35 the Fish and Wildlife Service Regulations Committee and the
36 Fish and Wildlife Service Migratory Bird coordinator and
37 the State waterfowl coordinator would consolidate those
38 recommendations to go forward.

39
40 At this time, we'd like to open up for questions
41 and, again, a reminder that we would really appreciate any
42 comments that you could make, either individually or as a
43 body, by the end of October, so you have some time to work
44 though this yet.

45
46 MS. TRUMBLE: I have a question. I think
47 -- I know in our meeting in February we were kind of --
48 like you mentioned, kind of going under the Model 2 and
49 recommending that appointments are made from the Councils.
50 The one question that I would like to ask is whether this

00116

1 allows for an alternate off of these Councils? If just one
2 member, is there room to have an alternate appointed?

3
4 MS. HOGAN: It would go to the -- is it the
5 statewide body?

6
7 MS. TRUMBLE: If the main person can't go.

8
9 MR. STEVENS: Can't go?

10
11 MS. TRUMBLE: Correct.

12
13 MS. HOGAN: I would think that would be
14 easy to accommodate.

15
16 MR. STEVENS: Yeah, it shouldn't be any
17 problem.

18
19 MS. TRUMBLE: Because with these guys and
20 their fishing season, a lot of times -- or the hunting
21 seasons that, you know, one or the other can't make it, but
22 I think it's important that we get representation.

23
24 CHAIRMAN TUTIAKOFF: We're operating under
25 Model 2 right now, from what I understand; is that what
26 we're doing? Is this basic -- because I remember
27 appointing -- at the last Federal Board meeting we
28 appointed Paul to represent us on this Migratory Committee.

29
30 MS. HOGAN: The representative you asked to
31 send was to the Native Migratory Bird Working Group, and
32 that's -- at this point, that's an independent group funded
33 by RuralCAP.

34
35 MS. TRUMBLE: Oh.

36
37 CHAIRMAN TUTIAKOFF: Oh, okay.

38
39 MS. HOGAN: And they did have a meeting in
40 July. David Eluska from Kodiak and Marvin Hoff from
41 Aleutian/Pribilof were representatives on that board, and
42 they are coming up with comments to us on what they want,
43 but that's an independent group.

44
45 MR. CRATTY: Have you got their comments?

46
47 MS. HOGAN: We've gotten some individual
48 comments and they've been pretty well spread over the four,
49 we have -- models. Probably, would you say about 30?

50

00117

1 MR. STEVENS: Yes, a little less than that.

2

3 MS. HOGAN: About 30 individual comments
4 have come in. We still haven't had any comments from
5 tribal organizations, Native Migratory Bird Working Group,
6 the State. We're still waiting for those comments.

7

8 CHAIRMAN TUTIAKOFF: Any comments or
9 concerns?

10

11 MS. TRUMBLE: I don't know, it looks like
12 Model 2 might be the easiest to work with. Model 3 might
13 get a little complicated.

14

15 MR. GUNDERSON: Have a full house
16 (indiscernible - laughter).....

17

18 CHAIRMAN TUTIAKOFF: Your not kidding.

19

20 MR. GUNDERSON: I could see what your point
21 was when you're talking about using Model 2, it's just --
22 decisions wouldn't be made by the Regional Council, it
23 would be made by the Migratory Bird Commission or the.....

24

25 MR. STEVENS: The statewide body.

26

27 MS. HOGAN: That might be better name for
28 it. We'd like to get away from management body eventually.

29

30 MR. STEVENS: And we will.

31

32 MS. HOGAN: Yeah.

33

34 MR. GUNDERSON: But it all ties together
35 with all the other activities and hunting seasons and
36 everything of the Regional Council. And so number 2 looks
37 like probably our best choice, in my opinion, anyway.

38

39 CHAIRMAN TUTIAKOFF: Yeah, I think so too.
40 Any comments over there?

41

42 MR. SQUARTSOFF: Well, I -- Mr. Chairman, I
43 just looked at number 3 and I just feel that the small
44 regions you can have the more input you're going to have
45 and because we have different birds in different areas all
46 over the state. Like down in Kodiak we don't have the
47 geese and stuff like you have up in this area or whatever,
48 it's just different as you go from area to area.

49

50 MR. STEVENS: One of the things that we've

00118

1 addressed in the book here that's not on that table as far
2 as a point to consider is with a state -- a single
3 statewide management body, the members of that body are
4 going to need to become familiar with the issues statewide,
5 whereas, with the more localized regional groups you would
6 be concentrating more on the issues of your region. So
7 that -- you know, whether that's a pro or a con, that's
8 another point to consider, which really fits into what
9 you're saying, Pete.

10
11 MR. SQUARTSOFF: But then on number 2, I
12 think I'd rather see somebody from the Regional Advisory
13 Council on it there than somebody from the Kodiak Area
14 Native Association representing Kodiak.

15
16 MR. CRATTY: That's the way I also feel,
17 too.

18
19 CHAIRMAN TUTIAKOFF: I think that's
20 probably why we're leaning towards number 2, that we have a
21 member from our RACs and representing our issues, so that
22 the -- and nothing against APIA or KANA or.....

23
24 MR. CRATTY: Well, this way we're getting
25 feelings from all the different areas as we're sitting
26 here. Is that what I'm understand is they would take
27 somebody out of the Council?

28
29 CHAIRMAN TUTIAKOFF: Yeah.

30
31 MS. TRUMBLE: You're pointing at the
32 Council.

33
34 MR. CRATTY: No, I'm just.....

35
36 CHAIRMAN TUTIAKOFF: I go with number 2.

37
38 MR. CRATTY: Yeah.

39
40 MS. TRUMBLE: Yeah, that's kind of what we
41 were getting at in the February meeting, almost, anyway.

42
43 MR. CRATTY: Uh-huh.

44
45 MR. STEVENS: One thing we really would
46 appreciate when you make your comments is your rationale
47 for selecting what you select, why do you want the model
48 that you pick or why don't you want the other models, so we
49 have some idea of what's happening and what your reasons
50 are. There are a lot of aspects here we haven't thought of

00119

1 yet.

2

3 MS. TRUMBLE: I think -- I don't know,
4 maybe just, and somebody can correct me if I'm wrong here.
5 I think what we were kind of getting at in our February
6 meeting was to try to get representation from off of this
7 Council because -- and working with, you know, wildlife and
8 different things. Not only that as being a part in
9 managing -- in making recommendations to some of this,
10 where I really feel that a lot of these are nonprofits
11 cover a wide area and they're not going to be able to look
12 at some of this stuff as seriously or to the extent, maybe,
13 they need to sometimes.

14

15 CHAIRMAN TUTIAKOFF: I'd support number 2
16 only because of the economics of the basic -- and also the
17 input from this Council could be more direct.

18

19 MR. CRATTY: That's the same as I feel,
20 like there's three of use from Kodiak or four and then we
21 got four from the Aleutians is -- we pretty much know what
22 the people's needs are.

23

24 MR. SQUARTSOFF: I also agree with number 2
25 because of that. That is one person for.....

26

27 MR. STEVENS: Number 2.

28

29 MS. HOGAN: Uh-huh.

30

31 MR. STEVENS: So that makes more sense to
32 you than even going to number 3 with the more regionalized
33 bodies, okay.

34

35 MR. SQUARTSOFF: Right. Right. But if you
36 go to number 3 then nobody from here will be involved.

37

38 MS. TRUMBLE: Are these -- we basically we
39 have to point or select or, at least, recommend one of
40 these? I mean there's -- well, no, not necessarily, you
41 might support Model 2 but would recommend some changes.
42 Could that happen?

43

44 MS. HOGAN: You could -- oh, certainly.

45

46 MR. STEVENS: Yep.

47

48 MS. HOGAN: Certainly.

49

50 MR. STEVENS: You can make variations to

00120

1 the existing models or you may have a totally different
2 model that you would like to propose. I think what Mimi
3 had said earlier when we were asking when we went around
4 last fall was what's going to work for the subsistence
5 hunter. What's going to work.

6
7 MS. HOGAN: And I think it was important to
8 use to know to go to the Councils this round, make sure
9 particularly with the fisheries coming that they were also
10 willing to take on the extra job of looking at migratory
11 bird proposal, which in several regions where migratory
12 birds are really a major resource could take a couple of
13 days added on to Council meetings. And before, you know,
14 moved forward with a recommendation we needed to know from
15 the Councils whether they were willing to do that.

16
17 MS. TRUMBLE: In Model Number 2, could you
18 explain to me what -- who selects Native representatives to
19 the Secretary of Interior by local nominations. So only
20 one person is going to come out of that?

21
22 MS. HOGAN: The group would meet and
23 discuss migratory birds for a day, you would have a set of
24 proposals, you would elect from the group someone to go to
25 the statewide management body who would carry forth the
26 proposals. That management body will then meet and discuss
27 all of them, it's going to include the State, it's going to
28 include Federal representatives, it's going to include
29 someone from the Y-K Delta. You may go forward with a
30 proposal about brant or emperors that's going to create
31 disagreements with someone from the -- the representative
32 from the North Slope or from the Y-K Delta, and that's
33 going to have to be worked out at the management body. But
34 this group would start the process of moving the proposal
35 up. And there would be a representative that you choose
36 that goes to that management body.

37
38 And I have to emphasize again that the
39 recommendations that the management -- the statewide
40 management body sends forth, they also have to go the
41 Flyways for discussion. The Flyways don't make a decision,
42 they don't have that authority, but if they endorse
43 something it's certainly going to help that proposal.
44 These recommendations actually then go to the -- also to
45 the Regulations Committee in Washington, D.C. that make the
46 final decision. So this is like the -- this is where the
47 proposals start and they start moving on, and you might not
48 always see your proposals end up as a regulation because
49 they have to go through a process with wa lot of different
50 groups.

00121

1 MR. SQUARTSOFF: And would that be the same
2 process, then, with Model Number 3? They all end up
3 going.....

4
5 MS. HOGAN: Yes.

6
7 MR. SQUARTSOFF:to state anyway,
8 regardless of which model you pick?

9
10 MS. HOGAN: Right.

11
12 MR. SQUARTSOFF: They're going to go
13 statewide.

14
15 MS. HOGAN: Right.

16
17 MR. STEVENS: Well.....

18
19 MS. HOGAN: Well, no. Let's take Model
20 Number 4 or 3, they make recommendations and these then
21 seven recommendations go to Washington, D.C. and they may
22 be conflicting resolutions. And this definitely from our
23 point of view, one of the cons of this, is that you don't
24 have a forum for everyone to get together and send out
25 here's what we want for spring and summer in Alaska.

26
27 MR. SQUARTSOFF: Like, if we're concerned
28 about the birds in Kodiak/Aleutians then, number 3, can we
29 change this Native board to Kodiak/Aleutians RAC for on
30 Model Number 3?

31
32 MS. HOGAN: Oh, you could recommend that
33 the partner -- you could make that recommendation that the
34 partner not be KANA, but the RAC.

35
36 MR. SQUARTSOFF: Because what I'm saying is
37 that so we can deal more with the migratory birds in our
38 area than statewide.

39
40 MS. HOGAN: Uh-huh. You could make that
41 recommendation.

42
43 MR. SQUARTSOFF: But these can be changed,
44 right?

45
46 MS. HOGAN: Absolutely, there hasn't been a
47 decision made.

48
49 MR. SQUARTSOFF: Just because it says
50 Native 4, doesn't mean it has to be from nonprofits.

00122

1 MS. HOGAN: KANA, uh-huh, that's correct.
2 And that was one of the -- that was really one of the main
3 questions we were asking last year at the forums and who
4 should the partners be, and in some regions it was very
5 clear and there was some pretty universal consensus, but in
6 other areas it was not.

7
8 MR. CRATTY: Well, excuse me, with the
9 management bodies of the Model 3, I can see where Peter is
10 coming from, his concern, this almost looks like -- you
11 know, that's the way you should have Model 2 set up for the
12 management bodies instead of one whole area, so the
13 Kodiak/Aleutians would be representing the
14 Kodiak/Aleutians. Do you understand?

15
16 MS. HOGAN: Uh-huh (affirmative).

17
18 MR. STEVENS: Uh-huh (affirmative).

19
20 CHAIRMAN TUTIAKOFF: Well, Model 2, I
21 understand, we mentioned earlier that representatives from
22 Kodiak, RACs and also -- would have to know everything
23 that's going on in other subregions. That's pretty -- you
24 know, we're having a hard time just KANA (indiscernible -
25 interrupted).....

26
27 MR. SQUARTSOFF: Right. And then your
28 proposal is going to have to get through all those other
29 regions.

30
31 CHAIRMAN TUTIAKOFF: Huh?

32
33 MR. SQUARTSOFF: Then our proposal would
34 have to get through all those other regions.

35
36 CHAIRMAN TUTIAKOFF: Right, yeah.

37
38 MR. SQUARTSOFF: Where, this, if we have
39 just our own, under number 3, Kodiak/Aleutians, then that
40 could go directly to the Federal government, right?

41
42 MR. STEVENS: That's correct.

43
44 MS. TRUMBLE: So that's what you're getting
45 at, Pete, is the case by case and not having to go through
46 the long process of the Regional Councils?

47
48 MR. SQUARTSOFF: Uh-huh (affirmative).

49
50 MR. GUNDERSON: Well, number 2, you can get

00123

1 tied up in state where you will not even (indiscernible -
2 interrupted).....

3
4 MR. SQUARTSOFF: There can be one voice at
5 the end.

6
7 MR. CRATTY: Yeah.

8
9 CHAIRMAN TUTIAKOFF: You'd never come out
10 of it with a.....

11
12 MR. SQUARTSOFF: Where in number 3 you're
13 going to be four.

14
15 MS. TRUMBLE: If we went -- if we accepted
16 -- recommended number 3, our recommendation would be on the
17 representation of the RAC; is that correct? From the
18 Regional RAC, the Kodiak/Aleutian RAC?

19
20 MR. CRATTY: Uh-huh (affirmative)

21
22 MR. SQUARTSOFF: That would be one member.

23
24 CHAIRMAN TUTIAKOFF: What about number 4,
25 same thing as number 1.

26
27 MS. TRUMBLE: Is it?

28
29 MR. SQUARTSOFF: But then you'd be involved
30 with the whole state.

31
32 MS. HOGAN: So if it was -- you know, if it
33 was Model Number 3 you would be body number two,
34 Aleutians/Pribilofs and Kodiak Area Native Association,
35 there's no one here from BBNA, right?

36
37 (No audible responses)

38
39 MS. HOGAN: All right, like Nelson Lagoon.

40
41 MR. GUNDERSON: No, no.

42
43 MS. HOGAN: Yeah. Okay. So then if you
44 were the partners in Model 3, then let's say the third day
45 of your meeting you would sit down and it would be -- you
46 would sit down with State and Federal and there would be --
47 you would work out the proposals then, as you said, would
48 go forward to the Flyways and Federal government.

49
50 MR. SQUARTSOFF: Yeah, we'd have a better

00124

1 chance of getting something through if we wanted it.

2

3 MR. CRATTY: I think so too.

4

5 CHAIRMAN TUTIAKOFF: Under 3?

6

7 MS. HOGAN: I mean that is an advantage,
8 but, you know, one of the things I think you lose in that
9 system is, for example, emperors where in a statewide
10 management body you would have a forum to talk to people in
11 the north who were taking them and say, you know, we're not
12 taking them and the Flyway is not taking them, we don't
13 think you should be taking them. There are advantages to
14 having a bigger forum for some resource issues.

15

16 CHAIRMAN TUTIAKOFF: Al.

17

18 MR. CRATTY: I think Model 3 would be a
19 good -- just like Peter is saying, if we could put the
20 Kodiak/Aleutians Regional Advisory Council in, instead of
21 having one person from KANA speaking for us in Kodiak.
22 This way we're getting voices of all the people, you know,
23 four from each area.

24

25 MS. HOGAN: Uh-huh.

26

27 MS. TRUMBLE: What is -- what can happen,
28 let's say, if we put in proposal in other regions and link
29 it under Number 3, what could happen?

30

31 MS. HOGAN: You could put in a proposal and
32 it would be considered a comment from this RAC and the
33 Regional Director would weigh it against the State's
34 comments, the other tribal councils, the other Resource
35 Advisory Councils, conservation groups, whatever, and
36 depending on, you know, the weight of all the comments
37 he'll make a decision. So if that's what you want, that's
38 the comment you should make.

39

40 MS. TRUMBLE: Okay. And then given that
41 same scenario, under Number 2, how would that work?

42

43 MR. STEVENS: I think -- excuse me, I think
44 you are asking a different question. You were asking about
45 what happens when you submit a proposal as a management
46 body, not a comment on the.....

47

48 MS. TRUMBLE: Yeah, yeah.

49

50 MR. STEVENS: Okay, yeah.

00125

1 MS. TRUMBLE: And then what would happen if
2 another if another -- basically another regions opposes it,
3 do they.....

4
5 CHAIRMAN TUTIAKOFF: Veto power.

6
7 MS. TRUMBLE: Yeah, do the ability to
8 overturn it or to make comments on that particular
9 proposal?

10
11 MS. HOGAN: Under Model.....

12
13 MS. TRUMBLE: Under Number 3.

14
15 MS. HOGAN:under Model 3? It would
16 go -- okay, let's say for the Yukon-Kuskokwim Delta and
17 then this group sent opposing proposals on emperor geese.
18 They would go to the Flyway Councils and the Flyway
19 Councils would comment on them and endorse them based on
20 the same population information that both of the management
21 bodies looked at. That would carry weight, but it wouldn't
22 be the final word. When the Service Regulations Committee
23 meets they deal with recommendations from all the Flyway
24 Councils. From tribes they would get these opposing
25 regulations and they would make the final decision.

26
27 MS. TRUMBLE: I guess what I'm getting, you
28 know, in looking at Number 3, it looks good to a point, but
29 if we get to a point and we're stuck and that's as far as
30 it's going to go. But if we went to Number 2 where you're
31 working with basically every -- almost everybody as a
32 whole, well, your chances are almost greater.

33
34 MS. HOGAN: Yes. What you have lined up
35 when it goes from number -- from one management body you
36 have the State, Federal and subsistence users in alignment,
37 I don't think very many of those recommendations will
38 turned over but, again, the decision will have to be worked
39 out in one management body. When seven send their
40 recommendations, it'll be ironed out by the Regulations
41 Committee who will rely very heavily on what the Flyways
42 think.

43
44 MR. STEVENS: What you're addressing right
45 now is really a major point of consideration, and that is
46 when you have a conflicting recommendation going forth, do
47 you want that resolved at the State level or do you want it
48 resolved in Washington, D.C.? Advantages/disadvantages
49 either was, I mean that's.....

50

00126

1 MR. SQUARTSOFF: I guess what we're all
2 wondering here is which one are we going to have more pull
3 with.

4
5 MR. STEVENS: Right, and you may want some
6 time to think about that.

7
8 MR. SQUARTSOFF: I mean, I can see by
9 having a smaller one you're going to have more voice than
10 when you spread it out through the whole state, you're one
11 in 10 or one in 15 or whatever.

12
13 MR. STEVENS: Uh-huh. That's what we were
14 saying earlier with Models 1 and 2, you do go forward to
15 the Lower 48 with one statewide unified voice.

16
17 MR. SQUARTSOFF: If your proposal is
18 adopted statewide.

19
20 MS. HOGAN: Exactly.

21
22 MR. STEVENS: That's right. That's exactly
23 right.

24
25 CHAIRMAN TUTIAKOFF: That's pretty hard to
26 do.

27
28 MR. SQUARTSOFF: So I -- it's.....

29
30 MR. STEVENS: Would you like a coin?

31
32 (Laughter)

33
34 CHAIRMAN TUTIAKOFF: So we have a comment
35 period by October 31st to get comments into the Fish and
36 Wildlife.

37
38 MS. HOGAN: Fish and Wildlife Service.

39
40 CHAIRMAN TUTIAKOFF: Fish and Wildlife
41 Service in regards to that proposal, so what I'd recommend
42 the Council do is to contact our coordinator and between
43 now and the 31st and, of course, we have these forms that
44 are within the booklet here that you can.....

45
46 MR. SQUARTSOFF: I already sent one in.

47
48 CHAIRMAN TUTIAKOFF:yeah, you can
49 send it. So I'd recommend that we get those turned in with
50 our comments on them. And even if you vote no on them, we

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1 got to put why we're voting no on them so that we can
2 formulate some kind of opinion as to where this Council is
3 headed for.

4
5 MS. HOGAN: Thank you, I appreciate your
6 thoughtful comments.

7
8 MR. STEVENS: Yes, thank you very much.

9
10 CHAIRMAN TUTIAKOFF: Okay. Thank you.

11
12 I want to hand out -- before we get on to the next
13 item here, which I have here is 9D moose, but I want to
14 hand out some news, AFN report on subsistence, special
15 session and for the record, you might want to have one for
16 the record over there. This came out this afternoon that
17 at three.....

18
19 MS. TRUMBLE: Want me to pass those out?

20
21 CHAIRMAN TUTIAKOFF: Yeah, go ahead. It
22 come out at about two minutes to two this afternoon, out of
23 Juneau, which says that the House passed a constitutional
24 amendment with 72 hours -- with a 28-12 and exact wording
25 on the House passed version is there. Seemed to be a lot
26 of debate why a rural -- the word "rural" was not included
27 and, of course, AFN -- we have their comments from Julie
28 Kitka. The secretarial approval is still in question
29 regarding this passed subsistence wording. So that is just
30 for your information at this time, I guess we can discuss a
31 little more after you've read it, from the Council point of
32 view.

33
34 You want to take a few minutes now or do you want
35 to wait and come and hit it as a separate item?

36
37 MR. CRATTY: Separate item.

38
39 CHAIRMAN TUTIAKOFF: Hit it as a separate
40 item, so you can read it and probably address it in the
41 morning then. Okay, we'll add that down here under new
42 business, House subsistence.

43
44 MS. TRUMBLE: We got H, moose Unit D, that
45 we added.

46
47 CHAIRMAN TUTIAKOFF: Yeah, moose, yeah. H
48 was 9D moose.

49
50 MR. EDENSHAW: Mr. Chairman.

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1 CHAIRMAN TUTIAKOFF: Yes.

2

3 MR. EDENSHAW: There was the Annual Report,
4 that was before that.

5

6 CHAIRMAN TUTIAKOFF: No.

7

8 MS. TRUMBLE: No, I amended the agenda.

9

10 CHAIRMAN TUTIAKOFF: We put it under.....

11

12 MR. EDENSHAW: Right.

13

14 MS. MASON: Under old.....

15

16 CHAIRMAN TUTIAKOFF:old business,
17 that where we had it.

18

19 MS. MASON: H.

20

21 CHAIRMAN TUTIAKOFF: H.

22

23 MS. TRUMBLE: Under H, 9H.

24

25 CHAIRMAN TUTIAKOFF: Okay, who's going to
26 address this issue? All I had was moose. Robert.

27

28 MR. STOVALL: Robert Stovall, Kodiak
29 National Wildlife Refuge and speaking for the Staff
30 Committee, I guess, Subsistence Office. This is underneath
31 Flap K in your booklet. I'll just kind of paraphrase it
32 for you a little bit.

33

34 The issue - in 1998, the Copper River Native
35 Association submitted a proposal to modify a general
36 regulation, possession and transportation of wildlife to
37 eliminate the evidence of sex requirement for moose in
38 Units 11 and 13. The current regulation requires hunters
39 to leave external sex organs attached to the moose carcass
40 during bull only harvest rather than taking -- okay, the
41 Federal Subsistence Board deferred this, thinking that it
42 was a.....

43

44 MS. FOX: You're on the wrong topic.

45

46 MR. STOVALL: 9D?

47

48 MS. MASON: This is the wrong topic, this
49 is the one that was under Tab K, under new business.

50

00129

1 MR. STOVALL: Oh.

2

3 MS. MASON: But Della had asked to add
4 something on Unit 9D moose.

5

6 MR. STOVALL: Oh.

7

8 MS. TRUMBLE: Yeah.

9

10 (Laughter)

11

12 MR. STOVALL: In that case, excuse me.

13 I'll step back.

14

15 (Laughter)

16

17 MS. TRUMBLE: No, I specifically -- I mean
18 on the moose was the time frame when these permits or
19 applications were sent out was about two days before
20 Memorial Day three-day weekend and they were supposed to be
21 postmarked and in the office on that Monday -- or before
22 that Monday. And a lot of this community weren't able and
23 didn't have time to even -- we just barely got the notice
24 out letting people know we had them and then for them to
25 try and get up here, get them out and hit the post office
26 was almost ridiculous, so I don't know in the future when
27 this is done again what can be done to, you know, get --
28 you know, just have them (indiscernible) in Cold Bay and
29 then sent them over on a plane and I hope, if we ever get
30 to do this again, that that never -- that time frame is not
31 something that's going to be happening again in the future.

32

33 I don't know what Nelson Lagoon, what they -- how
34 they did all that.

35

36 MR. GUNDERSON: That happened the same way,
37 I think it was kind of a -- because of the lateness of the
38 Board meeting and by the time they got the tickets and
39 everything from the printers it was just a couple of days
40 before the deadline was set to get those in, so there was a
41 whole bunch of things happening at one time in that time
42 frame, so it just kind of fouled up.

43

44 MR. FOSTER: Yeah, same thing, I got the
45 application two days before the deadline and I was right in
46 the middle of getting ready for fishing or something, just
47 didn't get done.

48

49 MS. TRUMBLE: Memorial Day weekend, too,
50 that was.....

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1 CHAIRMAN TUTIAKOFF: We'll have to ask
2 them, you know, they take into consideration the holidays
3 and the weekends and try to get it out the beginning of the
4 week so that people can get their applications out on time.

5
6 MS. TRUMBLE: You might want a little more
7 time than that because with us and weather and it's
8 supposed to be postmarked in that office. I don't know.

9
10 CHAIRMAN TUTIAKOFF: We have no action on
11 that, right?

12
13 MS. TRUMBLE: No, it was just a comment on
14 it.

15
16 CHAIRMAN TUTIAKOFF: Okay. Now we're on to
17 new business, here. It's way down here. New business,
18 Annual Report. Now you can give it. Now you can get on
19 with the -- hold off, Robert, we're almost there. He's
20 ready to go again.

21
22 Annual Report is under Tab I.

23
24 MR. EDENSHAW: Tab I.

25
26 CHAIRMAN TUTIAKOFF: And you're asking for
27 any changes and then this will be -- it's already sent to
28 them.

29
30 MR. EDENSHAW: Yes, that's correct,
31 Mr. Chair. At the last meeting in Port Lions, I have a
32 book here that had the draft 1998 Annual Report.

33
34 CHAIRMAN TUTIAKOFF: Okay.

35
36 MR. EDENSHAW: And in the Council's Annual
37 Report they had a list of regional issues and they went
38 ahead and listed those before -- migratory birds, the
39 Southern Alaska Peninsula Caribou Herd, what is the health
40 and the population. Elk, customary and traditional
41 determination, that was -- I'm just back from -- you don't
42 have that in front of you, this was the report that was --
43 the draft report that was submitted or presented to the
44 Council in Port Lions for their review.

45
46 And under Tab I of your books that are before you
47 is a response from the Federal Subsistence Board, from the
48 Chair, Mitch Demientieff and you can just follow through
49 there.

50

00131

1 And also Len Schwarz this morning, he went over
2 some of the issues that, you know, regarding the letters
3 that were sent to ADF&G. On number 1 here it discussed the
4 Southern Alaska Peninsula Caribou Herd and just a little
5 bit of the population, the calf production and survival and
6 this is the -- on this one here, you know, Rick Poetter may
7 want to touch -- he touched upon quite a bit of that
8 information here this morning.

9
10 And also under Tab, I think it was under Tab F, I
11 included a summary of Dick Seller's aerial photo census
12 surveys that he conducted this past year, so that pretty
13 much answered the Council's concerned regarding the caribou
14 herd for number 1.

15
16 On number 2, that was -- I've include
17 correspondence, Vince was serving and Mark was out of state
18 at the time, so if you look over here to this one letter on
19 the top, it was by Steve Machida who's the Regional
20 Supervisor for this region. Regarding issue number 2, we
21 went ahead and drafted a letter that was sent to Steve
22 Machida, who is Dick Seller's supervisor, because at the
23 last two years that the Council has met, you know, he
24 hadn't been able to attend any of the Regional Council
25 meetings and the only correspondence that the Council has
26 had is when either Della or, at the time, Mark or I know
27 Paul has spoken with him quite a bit at the Board of Game
28 meetings that were held in Anchorage and stuff. So on that
29 page there was a response by Mr. Machida that was dated
30 June 22nd, that was sent directly to Mark regarding that
31 issue.

32
33 And then on issue number 3, it talks about the
34 fisheries. And if you go on to -- the way this is done
35 here is, like, the first four pages are the 1998, you know,
36 the Annual Report that was sent to the Board and then if
37 you go after that, it has the responses. So on number 3,
38 there's a paragraph in there that describes what happened
39 regarding the Summit Working Group, the questions that the
40 Council here was discussing or asking questions here this
41 afternoon.

42
43 The question posed for number 3 was, how will the
44 Regional Council be involved in developing a fisheries plan
45 for the pending takeover of fisheries by the Federal
46 government? And if you go over there under three, it's in
47 the bold highlight, the Regional Council involvement in
48 fisheries planning, it goes on to explain what that would
49 be.

50

00132

1 And then on issue number 4 they discussed elk, we
2 discussed that earlier this morning when Pete brought up
3 the issue about access and that proposal will go forth
4 regarding removing -- the proposal for removing marine
5 waters restriction for the elk in Unit 8.

6
7 Then number 5, Len Schwarz addressed that here this
8 morning. Then if you look on page one, not page one, but
9 if you look over in here to these other little letters on
10 the top, the one that was addressed from the Regional
11 Council to Jay Bellinger who's the Director of the Kodiak
12 National Wildlife Refuge, that was the issue that Len spoke
13 to this morning regarding the weir, but also there was some
14 information on there about the Buskin River and that's on
15 the following page where Jay responds to that. On the top
16 it's dated June 2nd.

17
18 And then issue number 6 was the Regional Council
19 representation to the Migratory Bird Working Group. There
20 was correspondence that was sent from the Regional Council
21 to Carl Jack who works for RuralCAP and Bob and Mimi
22 related to me that he serves as their administrator. And
23 Mark or it was Vince here, if you look in here, Vince
24 signed for him in his absence, there was this letter that
25 we sent to Carl Jack requesting that Paul Gunderson serve
26 on the Migratory Bird Working Group. And that was approved
27 and some of the other issues that Bob and Mimi were talking
28 about was that the Native Migratory Bird, and Paul has been
29 confirmed to serve on that. And they're still in the midst
30 of preparing their own option.

31
32 And I'm sure when Paul gets back to Nelson Lagoon,
33 he -- you know, he's been in contact with Carl Jack who
34 pretty much serves as the administrator for all the other
35 individuals who are participating on that working group.
36 And I asked Carl if Paul was unable to go to any of those,
37 that if it was okay if the Council sent another individual
38 to those meetings. And that's another question that maybe
39 Bob or Mimi could answer in terms of after the migratory
40 bird -- or how long do they anticipate that group to go.
41 And that's the only question that some of those people had
42 when we were at the meetings. And I guess my own concern
43 for Paul because when I was talking with Carl, that
44 question was never answered.

45
46 MS. HOGAN: I think it depends on what
47 recommendations they make in terms of the models. They've
48 suggested at one point that they would serve as a
49 transition group until the regional subgroups would be
50 organized. That might not be necessary under Model Number

00133

1 2, where the RACs are already organized. So it probably
2 depends on which model is selected on whether the Native
3 Migratory Bird Working Group will continue to play a role.
4

5 MR. EDENSHAW: But, anyway, Mr. Chair, so
6 the actions that the Council requested last year, the
7 letters were sent out and we got favorable responses from
8 all of those and so the report is included in there as
9 informational for the Regional Council.
10

11 CHAIRMAN TUTIAKOFF: No action on that
12 item, right?
13

14 MR. EDENSHAW: That's correct.
15

16 CHAIRMAN TUTIAKOFF: Is there any comments
17 regarding the Annual Report of '98 report from the Council?
18

19 Della.
20

21 MS. TRUMBLE: Yeah, a comment. Maybe in
22 regard to the letters. I mean Cliff just state -- and more
23 in the line of Dick Seller, I know we've talked about this
24 numerous times, I'm wondering if it's possible in our next
25 meeting if he can't make it, because I think his input on
26 some of these issues is important, whether we can put him
27 on teleconference?
28

29 CHAIRMAN TUTIAKOFF: And set aside if
30 doesn't -- if he's not available, set aside a designated
31 time to get him on the phone for direct questions and
32 comments.
33

34 Any more comments on the Annual Report?
35

36 MR. SQUARTSOFF: I have one on the Fish and
37 Game, Mr. VanDaele told me he would be available via
38 teleconference, if needed, in Kodiak. Just wanted to tell
39 you that for the record.
40

41 CHAIRMAN TUTIAKOFF: Okay. At this time we
42 have to review our agenda here before we move on. We have
43 charter renewal, Proposal 15, which is on (indiscernible -
44 paper rustling) and House special session comments.
45

46 What is the favor at the Council at this time, do
47 you want to take up those issues and go right on through or
48 do you want to -- it's 4:00. What is comments? Continue
49 on?
50

00134

1 MS. TRUMBLE: Can we take a break and then
2 continue on?

3
4 MR. CRATTY: Take a break.
5

6 CHAIRMAN TUTIAKOFF: Take a break here.
7 All right, take five minutes. Five-minute recess.
8

9 (Off record)
10

11 (On record)
12

13 CHAIRMAN TUTIAKOFF: Who are we missing?
14

15 MS. TRUMBLE: Al.
16

17 CHAIRMAN TUTIAKOFF: Al, okay. Next item
18 on the agenda is the Kodiak/Aleutians Regional Advisory
19 Council's charter renewal. And that this time we can make
20 -- go ahead, Cliff, kind of address it briefly, but we have
21 in the past been given the opportunity to make changes.
22

23 MR. EDENSHAW: Mr. Chair, just briefly,
24 that's under Tab J or K. There's a correction, I want to
25 -- and I apologize for this. On page 2, if you look under
26 number 9, Membership, the Council's membership is as
27 follows: nine members and two alternates who are
28 knowledgeable and experienced in matters related to
29 subsistence uses. And it says one alternate will be
30 resident within the subregion of Unit 22(A) or (B) and one
31 alternate will be an alternate within the region of 22(D)
32 or (E). That should read one alternate will be a resident
33 from Kodiak Island or Unit 8 and one alternate will be a
34 resident within the subregion of the Aleutian Chain. And
35 that's the other region that I cover, so that's a mistake,
36 but that's how it should read in the present
37 Kodiak/Aleutians Charter.
38

39 CHAIRMAN TUTIAKOFF: Okay,
40 Kodiak/Aleutians.
41

42 MR. EDENSHAW: For when the Council or the
43 Board approved alternates. And at that time Mike Swetzof
44 is an alternate for the Aleutian Region and Ivan Lukin is
45 an alternate from Kodiak Island.
46

47 CHAIRMAN TUTIAKOFF: Is that the
48 present.....
49

50 MR. EDENSHAW: That's the present alternate

00135

1 make up and it's stipulates, also, in the charter that when
2 the meeting is held in Kodiak that alternate from Kodiak
3 will attend the meeting and vice versa for when the meeting
4 is held out here in the Aleutian Chain, that alternate from
5 out here will attend the meeting. And Mike Swetzof was en
6 route the last time we haven't had any follow-up from his
7 travels.

8
9 CHAIRMAN TUTIAKOFF: He's probably over at
10 Cold Bay, he can't get in.

11
12 Okay. So those are the only two changes we have?

13
14 MR. EDENSHAW: Well, those weren't --
15 excuse me, Mr. Chair, those were changes, those were
16 already in the charter.

17
18 CHAIRMAN TUTIAKOFF: Okay.

19
20 MR. EDENSHAW: It's just that that's a typo
21 on my part.

22
23 CHAIRMAN TUTIAKOFF: All right.

24
25 MR. EDENSHAW: The way it should be
26 presently.

27
28 CHAIRMAN TUTIAKOFF: Better check this over
29 carefully here and see what you.....

30
31 Any more comments on the charter?

32
33 (No audible responses)

34
35 CHAIRMAN TUTIAKOFF: If not, I'll hear a
36 motion to approve the Kodiak/Aleutians Subsistence Regional
37 Advisory Council charter.

38
39 MR. SQUARTSOFF: So moved.

40
41 CHAIRMAN TUTIAKOFF: Moved by Pete.

42
43 MR. GUNDERSON: I'll second.

44
45 CHAIRMAN TUTIAKOFF: Seconded by Paul.

46
47 All those in -- or discussion.

48
49 MS. TRUMBLE: I have a question.

50

00136

1 CHAIRMAN TUTIAKOFF: Della.

2

3 MS. TRUMBLE: I have a question. On the
4 Removal of Officers it has on here, if Council member
5 appointed under paragraph nine misses to consecutive
6 regular scheduled meetings. Isn't that supposed to read
7 that they -- what is the word for it?

8

9 MS. FOX: Unexcused.

10

11 MS. TRUMBLE: Unexcused, yeah. Misses two.

12

13 CHAIRMAN TUTIAKOFF: Misses -- paragraph
14 nine, misses to consecutive.....

15

16 MR. GUNDERSON: Unexcused.

17

18 MS. TRUMBLE: Unexcused regular scheduled
19 meetings.

20

21 MS. MASON: Yeah.

22

23 CHAIRMAN TUTIAKOFF: Unexcused is missing,
24 so just add that in there, too, Cliff.

25

26 MR. EDENSHAW: Yes, Mr. Chair.

27

28 MR. SQUARTSOFF: I make a motion to approve
29 as amended.

30

31 CHAIRMAN TUTIAKOFF: Moved.

32

33 MS. TRUMBLE: Second.

34

35 CHAIRMAN TUTIAKOFF: Seconded. With the
36 second concurrence.

37

38 MR. GUNDERSON: I'll second the seconds.

39

40 CHAIRMAN TUTIAKOFF: Okay.

41

42 (Laughter)

43

44 CHAIRMAN TUTIAKOFF: Anyway all those in
45 favor say aye.

46

47 IN UNISON: Aye.

48

49 CHAIRMAN TUTIAKOFF: Opposed?

50

00137

1 (No opposing responses)

2

3 CHAIRMAN TUTIAKOFF: Motion carries.

4

5 Next item on our fast moving agenda is Proposal 15.

6 The moose issue. Okay, Robert, now you're on.

7

8 MR. STOVALL: Robert Stovall for the Kodiak
9 Refuge and, again, for the Subsistence staff. I'll start
10 at the top again. This is found in Section K and I'll just
11 paraphrase it.

12

13 The Copper River Native Association submitted a
14 proposal to eliminate the evidence of sex requirement from
15 moose in Units 11 and 13. The current regulation requires
16 moose [sic] to leave the external sex organs attached to
17 the moose carcass during bull-only harvests.

18

19 And the Federal Subsistence Board essentially
20 deferred action on this proposal, thinking that it was an
21 issue that was more far-reaching throughout the state. The
22 -- currently -- the current regulations, and I do believe
23 this is -- these are the current State regulations --
24 Federal regulations, excuse me. If the subsistence taking
25 of an ungulate, except sheep, is restricted to one sex in
26 the local area, no person may possess or transport the
27 carcass of an animal taken in that area unless sufficient
28 portion of the animal's sex organs remain attached to
29 indicate, conclusively, the sex of the animal. However,
30 this does not apply to the carcass of an ungulate that has
31 been butchered and placed in storage or otherwise prepared
32 for consumption. Antlers are not considered sufficient
33 evidence for sex in moose.

34

35 Why has this regulation been opposed in the past
36 and present? Opponents of this regulation require that the
37 external sex organs remain attach to the carcass of
38 harvested moose have cited the following reasons for
39 removing the regulation. Leaving the male sex organs
40 attached spoils the adjacent meat, especially during the
41 rut. Retaining the male sex organs of a moose is not a
42 customary and traditional practice in many regions of the
43 state. Most subsistence hunters currently bring in the
44 antlers anyway due to their economic value. And retaining
45 the male sex organs is culturally offensive practice and
46 subsistence hunters should be trusted to be able to tell
47 bulls from cows and not harvest cows when prohibited.

48

49 The reasons why this regulation should be kept in
50 place includes cows are protected in unstable or otherwise

00138

1 weak local moose populations by providing a means to ensure
2 compliance with bull-only harvest regulations. It provides
3 the option for subsistence hunters to leave the antlers in
4 the field. Winter, which is December through February,
5 subsistence harvest of antlerless bulls can be monitored,
6 these harvest currently occur in Units 9(B)(C) and (E), 17
7 (B) and (C), 18, 19(A) Remainder, (C) and (D), the Upper
8 Kuskokwim, 20(B) Minto Flats, 22(A) and 25(D) West. And
9 Federal regulations are currently consistent with State
10 regulations, which simplifies requirements for moose
11 hunters whether they're hunting on State or Federal lands.
12

13 And what we would like the Council to do is discuss
14 the following questions. And I'll go ahead and read them,
15 one-by-one, and read them all and if you want just have any
16 specific discussion on them, I'll try and write down your
17 comments and they will be recorded.
18

19 The first question is, this regulation service the
20 purpose of protecting cow moose in bull-only harvest
21 strategies; can you suggest alternative methods of
22 achieving this goal, protecting the cows that would be less
23 culturally offensive or would better preserve the quality
24 of the meat?
25

26 Should I ask for comments from each?
27

28 MS. FOX: Ask the Council how they want to
29 do it.
30

31 MR. STOVALL: Okay. How would you like to
32 respond to these questions? Would you like to respond to
33 them all at one time or each question individually?
34

35 CHAIRMAN TUTIAKOFF: I think that we ought
36 to address them each individually.
37

38 MR. STOVALL: Okay.
39

40 CHAIRMAN TUTIAKOFF: Because in reading the
41 questions here, some of these are -- could affect the
42 answer of the next question.
43

44 MR. STOVALL: Okay.
45

46 CHAIRMAN TUTIAKOFF: Any suggested
47 alternatives from Council members regarding this issue of
48 protecting the cows and -- right now they have to leave
49 them in place, I guess.
50

00139

1 MR. CRATTY: Why can't they just cut them
2 off and put them in a bag.....

3
4 MR. FOSTER: That's what I was thinking.

5
6 MR. CRATTY:instead of keeping them
7 attached to the meat?

8
9 MR. STOVALL: Separate the organs from the
10 meat?

11
12 MR. CRATTY: Yeah.

13
14 MR. STOVALL: But keep them with -- when
15 you bring in the animal, you bring in the.....

16
17 MR. CRATTY: Uh-huh. Put them in your
18 pocket.

19
20 MR. GUNDERSON: Yeah. You ain't going to
21 pick up a set of organs while you're walking, I mean.

22
23 CHAIRMAN TUTIAKOFF: Either you have them
24 or you didn't have them.

25
26 MR. GUNDERSON: When you're talking a
27 moose, you going to strip them down as much as you can and
28 get down the weight.

29
30 MR. CRATTY: Well, it's a good reason they
31 got this to protect the cows, you know, just.....

32
33 MR. STOVALL: Any other comments?

34
35 CHAIRMAN TUTIAKOFF: Any more comments?

36
37 (No audible responses)

38
39 CHAIRMAN TUTIAKOFF: No.

40
41 MR. STOVALL: Okay. We'll go ahead and
42 move to number 2. Should this regulation be changed on a
43 statewide basis or should it remain a regional issue? And
44 how does this apply to your region and/or local culture?

45
46 CHAIRMAN TUTIAKOFF: Well, I feel it should
47 be a statewide issue. You boys will have to speak to that
48 because then we're.....

49
50 MR. SQUARTSOFF: Bring us a moose and

00140

1 we'll.....

2

3 CHAIRMAN TUTIAKOFF: Bring us a moose I
4 guess we'll hunt it.

5

6 (Laughter)

7

8 CHAIRMAN TUTIAKOFF: We'll let you know.

9

10 MS. TRUMBLE: I want a coyote, too.

11

12 (Laughter)

13

14 CHAIRMAN TUTIAKOFF: No comment on number
15 2, I guess.

16

17 MR. STOVALL: Okay.

18

19 CHAIRMAN TUTIAKOFF: Other than, I think, a
20 statewide basis rather than regional.

21

22 MR. FOSTER: That's kind of (indiscernible)
23 leave the testicles on the meat because when you butcher up
24 a moose you cut it all up and pack it away, you don't want
25 the testicles hanging on the hindquarter or something, it's
26 kind of impractical.

27

28 MR. CRATTY: Yeah, I hear you.

29

30 CHAIRMAN TUTIAKOFF: Uh-huh. Okay, number
31 3.

32

33 MR. STOVALL: Okay. Would it be a problem
34 for local subsistence users if this requirement were
35 eliminated in the Federal subsistence regulations, but left
36 in place in State regulations?

37

38 CHAIRMAN TUTIAKOFF: Apparently there is a
39 problem because some of the hunters, I believe, have been
40 -- under the -- you know, they leave the organs out on the
41 field, then they're being approached by the State people to
42 produce them, causing unwanted aggravation.

43

44 MR. CRATTY: Yeah. Kind of

45

46 MR. GUNDERSON: Well, if the hunt is on
47 Federal lands, it's under Federal jurisdiction, they
48 regulate -- once it's off they really don't have any really
49 don't have nothing to do with it.

50

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1 CHAIRMAN TUTIAKOFF: But once they
2 transport across, like, to State property, then they're --
3 that's when they're getting into problems I understand.

4
5 MR. GUNDERSON: So -- go ahead.

6
7 CHAIRMAN TUTIAKOFF: I was going to ask if
8 there's any more -- what would be the problem, I guess, for
9 a local user if we eliminated it; do you see any?

10
11 MR. GUNDERSON: No.

12
13 CHAIRMAN TUTIAKOFF: No. Four.

14
15 MR. STOVALL: If no viable alternatives are
16 proposed as in question number 1, would you be willing to
17 give up the opportunity to harvest antlerless bulls in
18 winter in certain areas to protect local weak moose
19 populations as a trade-off for eliminating this regulation
20 statewide?

21
22 MR. GUNDERSON: I could see where the could
23 be a problem, yeah. I think -- is it the first moose that
24 they got in this unit, it's going to be an antlerless hunt
25 because of the time, September 25th to January 15 and at
26 that time the bulls, most of them, have shed their antlers.

27
28 MR. FOSTER: I think you got a viable
29 option, though, in number 1 there with just cutting them
30 off transporting them in a bag, it's just -- seems like a
31 simple thing to me.

32
33 CHAIRMAN TUTIAKOFF: In other words, no, to
34 number 4.

35
36 MR. STOVALL: Okay. Any of you want to
37 make any other comments?

38
39 CHAIRMAN TUTIAKOFF: Any comments?

40
41 (No audible responses)

42
43 CHAIRMAN TUTIAKOFF: No? Any comments to
44 the.....

45
46 MR. STOVALL: Thank you very much.

47
48 CHAIRMAN TUTIAKOFF: Okay. He just wanted
49 an answer to his four questions.

50

00142

1 Okay. Next item I have on here is to address the
2 AFN special session report on subsistence, and we passed
3 out to everyone the fax, the summary to the newspaper
4 article that we have, that came out this morning, more in
5 depth than this to AFN's position. Just informational at
6 this point, just to let you know this is where it's at, I
7 mean, it's got to go through secretarial approval, the
8 wording. The Senate has to act on this wording. We'll
9 probably hear tomorrow.

10
11 Any comments on this, other than just
12 informational?

13
14 (No audible responses)

15
16 CHAIRMAN TUTIAKOFF: No? Okay.

17
18 Next item is establish place of next meeting, under
19 L, which is the Regional Advisory Council meeting window,
20 is February 21st through March 24th, and earlier that they
21 would like to have later into March, so we need to pull out
22 our calendar and find out what day is what? Monday,
23 Tuesday, Wednesday, Thursday, Friday, Saturday, I guess
24 that is -- how about March 20th, that's a Monday?

25
26 MR. CRATTY: Uh-huh.

27
28 UNIDENTIFIED: Fine with me.

29
30 CHAIRMAN TUTIAKOFF: Huh?

31
32 MR. GUNDERSON: Sound good.

33
34 MS. TRUMBLE: Uh-huh.

35
36 CHAIRMAN TUTIAKOFF: March 20th. And we'll
37 probably go through March 23rd, huh? Travel day would be
38 the.....

39
40 MS. TRUMBLE: 19th.

41
42 CHAIRMAN TUTIAKOFF:19th, start on
43 the 20th.

44
45 UNIDENTIFIED: No, make it the 20th.

46
47 CHAIRMAN TUTIAKOFF: You want to make the
48 20th travel day? Okay. Travel, meeting, meeting, travel.
49 Are we going to need an extra day for any other issues? Do
50 you foresee any other issues? Fisheries probably.

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1 MR. SQUARTSOFF: Right. Mr. Chairman,
2 that's what I was wondering about, if Federal should take
3 over fisheries, then I would think we would want to have
4 the meeting somewhere where people can come from all
5 regions and get together a lot easier than -- like
6 Anchorage.

7
8 CHAIRMAN TUTIAKOFF: Do you want to have it
9 in Anchorage?

10
11 MR. CRATTY: That's fine.

12
13 MS. TRUMBLE: I agree, too, yeah. In
14 case.....

15
16 CHAIRMAN TUTIAKOFF: Anchorage? Okay.

17
18 MR. SQUARTSOFF: You got the West Coast.

19
20 CHAIRMAN TUTIAKOFF: Anchorage.....

21
22 MR. SQUARTSOFF: West Coast.

23
24 CHAIRMAN TUTIAKOFF:West Coast.
25 Okay. Meeting is travel on the 20th and the meeting starts
26 at 9:00 a.m. the 21st at the West Coast.

27
28 MR. CRATTY: International.

29
30 CHAIRMAN TUTIAKOFF: West Coast
31 International Inn.

32
33 MR. EDENSHAW: Mr. Chair.

34
35 CHAIRMAN TUTIAKOFF: Yes.

36
37 MR. EDENSHAW: I just wanted to make one
38 comment about the location of the meeting. I know that the
39 Council submitted some proposals today, so normally the
40 rule -- what they try to encourage the other, you know, all
41 10 Regional Councils is, like, here in the fall -- yeah, I
42 guess that would work, but mainly what they try to do is
43 have the -- like this meeting here in the village and -- or
44 in communities, smaller communities, and the winter
45 meetings when -- like after the meetings are over, we go
46 back and address all the proposals, start conducting
47 proposal analysis for, I think there are four proposal that
48 the Council put forth, and when we meeting during the time
49 -- between February and March, you know, from what Pete and
50 them were talking about, at least some hub where, you know,

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1 residents of the region might have an opportunity to
2 provide comments on those proposals. And they try to
3 encourage the Councils to do that.

4
5 CHAIRMAN TUTIAKOFF: So you're saying.....

6
7 MS. TRUMBLE: I'm confused.....

8
9 MR. CRATTY: Well, that's why Peter picked
10 Anchorage.

11
12 MS. TRUMBLE: Yeah.

13
14 MR. EDENSHAW: Okay.

15
16 MS. TRUMBLE: The reasoning, I think, too,
17 in event that this does happen, I think it's easier for
18 people out here to get to Anchorage, as in Kodiak got.....

19
20 MR. EDENSHAW: Right.

21
22 MR. CRATTY: And vice versa.

23
24 CHAIRMAN TUTIAKOFF: Try to get into Old
25 Harbor or someplace in the middle of March is, you know,
26 really.....

27
28 MS. TRUMBLE: Yeah. And the other part is
29 in the event we have access to other people directly in
30 Anchorage to make reports or help us with some though some
31 of this and it, you know, I think given that first meeting,
32 I think it may be important that we're able to get as many
33 people as possible.

34
35 CHAIRMAN TUTIAKOFF: Okay. Do I hear a
36 motion to approve the meeting schedule.

37
38 MR. SQUARTSOFF: So moved.

39
40 MS. TRUMBLE: Second

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1 CHAIRMAN TUTIAKOFF: Moved by Pete,
2 seconded by Della. All those in favor say aye.

3
4 IN UNISON: Aye.

5
6 CHAIRMAN TUTIAKOFF: Opposed?

7
8 (No opposing responses)

9
10 CHAIRMAN TUTIAKOFF: Motion carries, the
11 meeting will be March 20 through 24th, I guess.

12
13 Any Council comments at this time? Della.

14
15 MS. TRUMBLE: Do we need to make a decision
16 on this -- should we make a decision on this? What did we
17 decide to do, just individuals?

18
19 CHAIRMAN TUTIAKOFF: Yeah, I'd asked
20 individually that you fill out this -- there's a
21 questionnaire type that's this.....

22
23 MS. TRUMBLE: I guess my question is, when
24 you made your report, are you looking to most of the
25 regions to come up with a recommendation on one of these?

26
27 MS. HOGAN: We'd like comments and if the
28 Council is in agreement, if you sent your comments from the
29 Council, I think it would carry more weight than if you
30 send individual comments. So it's certainly up to you
31 whichever way you choose to do it.

32
33 CHAIRMAN TUTIAKOFF: I guess my question is
34 are we ready to debate the issues one through four and
35 agree on a model; is everybody prepared to do that?

36
37 MR. GUNDERSON: Once all these.....

38
39 CHAIRMAN TUTIAKOFF: We can do it by
40 consensus and eliminate the ones we don't want, I guess,
41 right off the bat.

42
43 MR. CRATTY: One and four. Between 2 and
44 3.

45
46 CHAIRMAN TUTIAKOFF: Eliminate Models 1 and
47 4, is there consensus to do -- eliminate 1 and 4? Do we
48 have a consensus.

49
50 MR. CRATTY: Uh-huh.

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1 CHAIRMAN TUTIAKOFF: Okay, then we have to
2 deal with Models 2 or 3. I, myself, am leaning towards 3
3 only because it's a smaller regional type issue that we
4 would have, with modification, I understand, that Regional
5 Advisory Council be the membership of Number 3 rather than
6 the nonprofit representative. That's the way I was
7 understanding the discussion earlier.

8
9 MR. GUNDERSON: Same here.

10
11 CHAIRMAN TUTIAKOFF: What is the feelings
12 of the rest of the Board, Council?

13
14 MR. GUNDERSON: I feel the same.

15
16 MS. TRUMBLE: I just basically want --
17 after I thought about what we did was whether we should
18 select one as a -- you know, if we vote on it as a whole
19 because individually, you know -- it just seemed like the
20 point that you -- you know, you can have more input if it
21 comes in from this Council. And so my thoughts if we can
22 agree on one and then go forward with that, that might be
23 the best way to do it.

24
25 And then also the other part was whether or not you
26 were looking to walk away from here with some sort of an
27 idea of what we were going to decide on.

28
29 MS. HOGAN: No, it was just to encourage
30 you, either individually, as a group, to send comments by
31 the end of the month, I don't need anything today.

32
33 MS. TRUMBLE: Okay. Maybe I just
34 understood then.

35
36 CHAIRMAN TUTIAKOFF: Al.

37
38 MR. CRATTY: I'll make a motion that we
39 accept Model Number 3 with the fact that Kodiak/Aleutian
40 Regional Advisory Council will be.....

41
42 CHAIRMAN TUTIAKOFF: The representative
43 for.....

44
45 MR. CRATTY:the representative for
46 the model.

47
48 MR. SQUARTSOFF: I'll second.

49
50 MR. CRATTY: I guess that's how you put it.

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1 CHAIRMAN TUTIAKOFF: Yeah. Discussion?
2 It's been seconded by Pete. Discussion, I guess, to better
3 understand this, it's say here, Native 4, the membership
4 we're talking about on this particular Management Model 3
5 would be the Kodiak/Aleutian representative would be the
6 RAC. The individual we select coming out of this group.
7 Is that what we understand, everyone?

8
9 MR. CRATTY: Uh-huh.

10
11 CHAIRMAN TUTIAKOFF: Any more discussion?

12
13 MR. GUNDERSON: You mean that'll be four
14 people off this committee then?

15
16 CHAIRMAN TUTIAKOFF: Right, off this
17 Council.

18
19 MR. CRATTY: No.

20
21 CHAIRMAN TUTIAKOFF: No? Two from Kodiak,
22 two from Aleutians?

23
24 MR. CRATTY: Yeah.

25
26 CHAIRMAN TUTIAKOFF: That would be four
27 that we'd appoint, right?

28
29 (No audible responses)

30
31 CHAIRMAN TUTIAKOFF: Okay, is there any
32 more discussion?

33
34 (No audible responses)

35
36 CHAIRMAN TUTIAKOFF: All those in favor say
37 aye.

38
39 IN UNISON: Aye.

40
41 CHAIRMAN TUTIAKOFF: Opposed?

42
43 (No opposing responses)

44
45 CHAIRMAN TUTIAKOFF: Motion carries. We're
46 recommending Model 3 and, of course, individually we'll
47 make recommendations also.

48
49 MS. HOGAN: Okay. Thank you.

50

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1 CHAIRMAN TUTIAKOFF: Any more comments from
2 the Council?

3
4 (No audible responses)

5
6 CHAIRMAN TUTIAKOFF: No? Della.

7
8 MS. TRUMBLE: I just want to thank
9 everybody for coming and making it to King Cove. We
10 enjoyed having you here and hope you get out tomorrow.

11
12 (Laughter)

13
14 (Multiple voices -- comments about the
15 weather)

16
17 CHAIRMAN TUTIAKOFF: Do we have staff
18 comments? Agency? Oh.

19
20 MS. MASON: I just wanted to thank the King
21 Cove for hosting us and especially Della for all the help
22 that you've given us. Thanks.

23
24 CHAIRMAN TUTIAKOFF: Uh-huh. Thank you.
25 Agency comments?

26
27 MR. POETTER: I second the community
28 support and Della for all her efforts. Make is go smooth.

29
30 CHAIRMAN TUTIAKOFF: Okay, so noted. I'd
31 like to thank, also, from the Chair to thank the Council
32 for being here. We're one member short, but that's pretty
33 good to have all the membership show up.

34
35 UNIDENTIFIED: Two.

36
37 CHAIRMAN TUTIAKOFF: Two?

38
39 MS. TRUMBLE: Gilda and Mark.

40
41 CHAIRMAN TUTIAKOFF: Oh, Gilda, yeah, two.
42 Okay. If there's no more comments then we'll -- I'll ask
43 for a motion to adjourn.

44
45 MR. SQUARTSOFF: So moved.

46
47 MS. TRUMBLE: Second.

48
49 CHAIRMAN TUTIAKOFF: Moved by Pete,
50 seconded by Della. All those in favor say aye.

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1 IN UNISON: Aye.

2

3 CHAIRMAN TUTIAKOFF: We're adjourned.

4

5 (Off record)

6

7 (END OF PROCEEDINGS)

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1 C E R T I F I C A T E

2 UNITED STATES OF AMERICA)

3) ss.

4 STATE OF ALASKA)

5 I, Joseph P. Kolasinski, Notary Public in and for
6 the State of Alaska and Owner of Computer Matrix, do hereby
7 certify:

8 THAT the foregoing pages numbered 02 through 149
9 contain a full, true and correct Transcript of
10 KODIAK/ALEUTIANS FEDERAL SUBSISTENCE REGIONAL COUNCIL
11 PUBLIC MEETING, taken electronically by David Haynes on the
12 28th day of September, 1999, beginning at the hour of 9:00
13 o'clock a.m. at the King Cove Hotel, King Cove, Alaska;

14 THAT the transcript is a true and correct
15 transcript requested to be transcribed and thereafter
16 transcribed by myself to the best of my knowledge and
17 ability;

18 THAT I am not an employee, attorney, or party
19 interested in any way in this action.

20 DATED at Anchorage, Alaska, this 10th day of
21 October, 1999.

22
23 _____
24 Joseph P. Kolasinski
25 Notary Public in and for Alaska
My Commission Expires:4/17/2000